

07-08-2025
Item no.91
Subrata
Bhattacharyya
AR(C)

IN THE HIGH COURT AT CALCUTTA
SPECIAL CIVIL JURISDICTION
Appellate Side

CPAN No.1349 of 2023
Moulita Ganguly & Ors.

-VS-

Ahmad Sayeed
arising out of
WPA No. 15703 of 2022

Mr. Koushik Dey
Mr. Sanjib Kumar Dan ...for the petitioners

Mr. Swarup Banerjee
Mr. Sajal Kumar Ghosh
Mr. Arindam Chatterjee
Mr. Subham Biswas ...for the contemnor

1. The owner of the property, the contemnor herein has given a no-objection to the erstwhile leaned counsel and has engaged a fresh set-up of advocates to represent him before the Court.
2. The submission made on behalf of the owner is that due to ongoing heavy monsoon, the construction work cannot proceed, and that the construction work will start immediately after the monsoon season is over.
3. The Court is not convinced with the conduct of the owner. The undertaking submitted before this Court on the last occasion appears to have been violated. The Court may consider imposing penalty upon the contemnor later. Currently, the Court requires a further undertaking from the owner.
4. Let an undertaking by the contemnor be prepared and served upon the learned counsel for the petitioners clearly disclosing the time period within which possession of the shop room will be handed

over to the petitioners. The description of the shop room(s) that will be handed over to the petitioners shall be clearly specified in the said undertaking which will be filed before this Court on the returnable date.

5. Relist the matter on August 21, 2025.
6. All parties are to act on the server copy of this order duly downloaded from the official website of this Court.
7. Certified copy of this order, if applied for, shall be made available to the parties.

[Amrita Sinha, J]