

**01.04.2026**

**DL-12  
Ct. No. 03  
Srimanta**

**In the High Court at Calcutta  
Constitutional Writ Jurisdiction  
Appellate Side**

**WPA 24484 of 2025**

**Md. Faruque**

**-Vs.-**

**Kolkata Municipal Corporation & Ors.**

Mr. Anindya Bose,

Ms. Priya Sisgar,

Mr. Mridul Biswas,

Ms. Raina Das

...for the petitioner.

Mr. Santanu Chatterjee,

Mr. Manish Biswas

...for the State.

Mr. Vimal Kumar Shahi,

Ms. Ina Bhattacharyya

...for the Kolkata Municipal Corporation.

1. Pursuant to the order dated 29<sup>th</sup> January, 2026 and the subsequent extension on 27<sup>th</sup> March, 2026, the Municipality has filed a report. The same is countersigned amongst others by the Executive Engineer (C), Building, Br. – VII dated 1<sup>st</sup> April, 2026. Records would reveal that taking note of the submissions made by the learned Advocate for the petitioner on 29<sup>th</sup> January, 2026 that even as on that date further construction work was going on at premises no.

B/5/H/6, Bibi Bagan Lane, Kolkata – 700 015, this Court had accordingly directed the Municipality to carry out further inspection. Although, from the aforesaid report it would transpire that an inspection was carried on and the Municipality has taken preventive steps to arrest the illegal, unauthorized construction and an order under Section 400(8) of the Kolkata Municipal Corporation, 1980 has been passed, particulars of such order are yet to be disclosed. This Court does not appreciate the aforesaid conduct.

2. However, having regard to the fact that it has been noted in the order that steps are being undertaken to execute such order by preparing a demolition schedule to be concluded within eight weeks, let this matter be posted for consideration on 9<sup>th</sup> June, 2026.
3. The Municipality is directed to file an updated report along with photographs of the building in question when the matter is taken up next. The order under Section 400(8) of the said Act must also be disclosed with the updated report.
4. At this stage, Mr. Chattopadhyay, learned Advocate representing the State would submit that the Municipality has already made a

requisition for Police assistance and having regard to such requisition appropriate assistance shall be provided.

**(Raja Basu Chowdhury, J.)**