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13.05.2024
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IN THE HIGH COURT AT CALCUTTA
CONSTITUTIONAL WRIT JURISDICTION
APPELLATE SIDE

W.P.A. No. 26707 of 2023

Sugam Griha Nirmaan Ltd. & Ors.

Vs.

The West Bengal Real Estate
Regulatory Authority & Ors.

Mr. Suddhasatva Banerjee,
Mr. Shashwat Nayak,
Ms. Rituparna Chatterjee,
Ms. Khushboo Chowdhury
... for the petitioners

Mr. N.C. Bihani,
Ms. P.B. Bihani
...for the respondent no. 1

Mr. Harpal Singh,
Mr. Debraj De,
Ms. Anasua Biswas,
Mr. Sayantan Bhattacharyee
...for the respondent no. 2

1. Learned counsel for the respondent no. 1, the Real Estate Regulatory Authority, seeks to file a supplementary affidavit annexing a Notification dated May 03, 2024, which might have a vital bearing on the present adjudication.
2. Leave is granted and the said supplementary affidavit be kept on record.
3. Learned counsel for the petitioner argues that the same has not yet been notified on the official website of the said Regulatory Authority. Moreover,

the notification ought not to be considered after the hearing of the present writ petition has already commenced.

4. However, it transpires that the hearing of the matter was commenced on May 07, 2024, whereas the notification as annexed to the supplementary affidavit is dated May 03, 2024, that is, before the commencement of hearing.

5. In any event, since the Regulatory Authority stands by the fact that the Notification has been issued by it, the same cannot be overlooked, particularly since it is placed before the Court before conclusion of arguments.

6. Copies of the same are circulated here and now to learned counsel for other sides.

7. Learned counsel are requested to come prepared on the said notification as well on the next date of hearing.

8. The matter shall next be listed on June 13, 2024 at 2.00 P.M.

9. The interim order granted earlier stands extended till June 30, 2024 or until further order, whichever is earlier.

(Sabyasachi Bhattacharyya, J.)