

IN THE HIGH COURT AT CALCUTTA
CONSTITUTIONAL WRIT JURISDICTION
APPELLATE SIDE

WPA 28416 of 2025

M/s. Infinity Real Estate & Ors.
Versus
Kolkata Municipal Corporation & Ors.

Mr. Bratin Kumar Dey
Mr. Joydeep Das
... For the petitioners.

Ms. Tanushree Dasgupta
Ms. Debangana Dey
... For Kolkata Municipal Corporation.

Mr. Jayanta Samanta
Ms. Paromita Pal
... For the State.

Mr. Siva Prasad Ghose
Ms. Neha Roy
... For the respondent nos. 5 and 6

1. In terms of the order dated 11th February, 2026 the municipality has filed a report.
2. Ms. Dasgupta, learned advocate representing Kolkata Municipal Corporation would submit that on the basis of the inspection carried out by the municipality it appears that a shop room is found to have encroached on a part of the footpath. According to the municipality the encroachment had taken place about ten years back. Nothing has, however, been disclosed by the municipality to support that the shop room was present for the last ten years. The photographs attached to the report by the municipality would demonstrate that the shop room is being used partly as a slaughter house.

3. Let a copy of the above report filed in Court today be taken on record.

4. According to Ms. Dasgupta, the encroachment could not be removed because of the inadequate assistance from the police authorities.

5. Mr. Dey, learned advocate representing the petitioners has, however, placed before this Court a photocopy of the screenshot of the photo of the aforesaid shop room from a mobile phone and would submit that the shop room has since been demolished. Let a photocopy of the screenshot as placed before this Court be taken on record.

6. Having regard to the disclosure made, I direct the municipality to carry out a further inspection and file a further report before this Court when the matter is taken up next.

7. List this matter in the Combined Monthly List of June, 2026, under the same heading.

(Raja Basu Chowdhury, J.)