

**In The High Court At Calcutta
Constitutional Writ Jurisdiction
Appellate Side**

W.P.A 28312 of 2023

**Kamal Kundu
-versus
The State of West Bengal & Ors.**

**Mr. Kamal Kundu
... Petitioner in-person.**

**Mr. Saptak Sanyal
... For the State.**

**Ms. Sutapa Sanyal.
Mr. Debrup Bhattacharya.
Mr. Pradeep Kumar Tulsyan.
...For the Respondent No. 4.**

1. Affidavit on behalf of the respondent no. 4 and the reply thereto by the petitioner filed in Court today is taken on record. Copy of the same has been exchanged between the parties.

2. It appears that a lease deed has been prepared by the Market Committee and draft of the same has been handed over to the petitioner but the same is yet to be registered.

3. The petitioner appearing in-person submits that he will bear all expenses for registration of the lease deed for a period of thirty one years.

4. The respondent authority is directed to intimate the petitioner the formalities and the charges payable by him for getting the lease deed registered.

5. Subject to compliance of all formalities by the petitioner, the lease deed shall be registered in accordance with law in respect of stall no. T-01.

6. As regards stall no. T-45, the petitioner asserts that the highest bidder was unable to deposit the tender amount within the time stipulated in the Notice Inviting Tender. The authority could not have accepted any money from the highest bidder after expiry of the time period mentioned in the Notice Inviting Tender.

7. The report filed by the respondent authority does not disclose the date of payment of the bid amount by the highest bidder in respect of stall no. T-45. The respondent authority is directed to file further report by way of affidavit along with supporting documents disclosing the date of payment of money by Ratan Das, the highest bidder.

8. Let such report be prepared and served upon the petitioner by 27th October, 2025.

9. Let further notice be served upon Ratan Das, the private respondent herein communicating the order of the Court.

10. The private respondent is directed to file an affidavit disclosing the mode of payment of the bid amount along with supporting documents by 27th October, 2025.

11. Re-list the matter for further consideration on 10th November, 2025. It will be open for the petitioner to file exception to the report to be filed by the respondents prior to the returnable date.

12. Affidavit-of-service affirmed by the petitioner on 25th August, 2025 is already on record.

(Amrita Sinha, J.)