

25.09.2025
Item No.225
AP

WPA 27302 of 2007
With
CAN 1 of 2014 (Old No: CAN 11322 of 2014)

Sri Samit Kundu
Vs.
Howrah Municipal Corporation & Ors.

Mr. Noni Gopal Chakraborty

... For the Petitioner.

Mr. Sandipan Banerjee

Mr. Ankit Sureka

... For the Howrah Municipal Corporation.

1. Report in the form of an affidavit filed on behalf of the Howrah Municipal Corporation is taken on record.
2. It appears from the report that an order dated 16.09.2025 was passed by the OSD Assessment Department, Howrah Municipal Corporation and adjusted the deposited amount of the erstwhile writ petitioner, who had not appeared before the authority since he expired on 13th September, 2014.
3. Therefore, the order dated 16.09.2025 passed by the OSD Assessment Department, Howrah Municipal Corporation became invalid and void as it was passed against a dead person.
4. In such circumstances, the Howrah Municipal Corporation is directed to take appropriate steps to file a fresh report in the form of affidavit on the adjourned date as regards a fresh decision over the issue involved in the present writ petition.

5. Let this matter stand adjourned and be listed three weeks after the ensuing Puja Vacation. Report be filed on the adjourned date.

6. All parties shall act on the server copy of this order duly downloaded from the official website of this Court.

(Ajay Kumar Gupta, J.)