

12.02.2026
Item No.868 (DL)
Court No.551
AJ.

**IN THE HIGH COURT AT CALCUTTA
CONSTITUTIONAL WRIT JURISDICTION**

W.P.A. 29628 of 2025

AMIK

-Vs-

Steel Authority of India & Ors.

Mr. Amitava Mukherjee,
Mr. Arpita Saha,
Ms. Amrita Ghosh,
Ms. Antara das.

...for the petitioners.

Mr. Tapas Kumar Banerjee, Sr. Adv.,
Mr. Shamba Chakraborty.

....for the respondents.

1. A point of maintainability of the writ petition has been taken by Mr. Banerjee, learned senior Advocate appearing for the respondent no.1. It has been submitted that since the order impugned has been passed by the learned Additional District Judge, Fast Track Court, 2nd Court at Asansol in an appeal being Misc. Appeal Case No. 02 of 2024 under Section 9 of the Public Premises (Eviction of Unauthorized Occupants) Act, 1971, therefore, challenge thereto would only be maintainable by way of a petition under Article 227 of the Constitution of India and therefore a writ petition under Article 226 of the Constitution of India cannot be maintained.

2. Learned Senior Advocate appearing for the petitioner seeks time to answer the point of maintainability.

3. Accordingly, let this matter be listed again on February 26, 2026.

(Om Narayan Rai, J.)