

ORDER SHEET

WPO/43/2021

**IN THE HIGH COURT AT CALCUTTA
Constitutional Writ Jurisdiction
ORIGINAL SIDE**

PIC DEPARTMENTALS PRIVATE LIMITED

VS

THE KOLKATA MUNICIPAL CORPORATION AND ORS.

BEFORE:

The Hon'ble JUSTICE AMRITA SINHA

Date: 5th February, 2021.

Appearance:

Mr. Joydeep Kar, Sr. Adv.
Ms. Suparna Mukherjee, Adv.
Mr. Sourav Sengupta, Adv.
Mr. Anjan Kumar Mukherjee, Adv.
..for the Petitioner.

Mr. Abhrajit Mitra, Sr. Adv.
Mr. Soumya Mazumdar, Adv.
Mr. Sumanta Biswas, Adv.
Mr. Sarvapriya Mukherjee, Adv.
Mr. Yoshovardhan Kochar, Adv.
Mr. Bikash Shaw, Adv.
..for Respondent no.6.
Mr. Alak Kr. Ghosh, Adv.
Mrs. Piyali Sengupta, Adv.
..for KMC.
Ms. Shipra Mazumdar, Adv.
Mr. Sougata Mitra, Adv.
..for State respondent.

The Court:-The petitioner is aggrieved by the order dated 27th February, 2020 passed by the Special Officer (Building) in demolition case no.D-48/VII/18/19.

The respondents have raised an issue of maintainability of the writ petition before this Court. It has been submitted that the order is an appealable one and the writ petition ought not to be entertained.

Whether the order passed by the Special Officer (Building) was in accordance with the provision of law, is to be decided in the instant writ petition.

The respondents are directed to file affidavit-in-opposition within a period of six weeks from date; reply thereto, in any, be filed within a period of three weeks thereafter. The matter shall be treated as ready for hearing after completion of affidavits.

Point of maintainability as raised by the respondents has left open and will be considered at the time of final hearing of the writ petition.

Affidavit of service filed in Court is taken on record.

(AMRITA SINHA, J.)

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