

ORDER SHEET
IN THE HIGH COURT AT CALCUTTA
Constitutional Writ Jurisdiction
ORIGINAL SIDE

WPO/254/2025

MINA JAISWAL ALIAS SHAW AND ANOTHER
VS
KOLKATA MUNICIPAL CORPORATION AND ORS

BEFORE:
The Hon'ble JUSTICE GAURANG KANTH
Date: 17th July, 2025.

APPEARANCE:

Mr. Arif Ali, Adv.
Mr. M. Shehaboddin, Adv.
...for the petitioners.

Mr. Sandipan Banerjee, Adv.
Mr. Dwijadas Chakraborty, Adv.
...for the KMC.

Ms. Sipra Mazumder, Adv.
Ms. Prativa Ghatak, Adv.
...for the State.

The Court : The petitioner has preferred the present writ petition being aggrieved by the inaction of the respondents in not taking any steps for demolishing the unauthorized construction taking place at premises no. 166/A, Ahiritola Street, Police Station- Jorabagan, Kolkata-700005.

It is the case of the petitioner that she is the absolute owner of the premises in question and the private respondents are occupying the part of the said premises as tenants. Learned counsel for the petitioner further submits that at the instance of the private respondents, unauthorized construction is being carried out at the said premises.

The petitioner had earlier preferred a writ petition being WPO No. 674 of 2024, *inter alia*, praying for demolition of the unauthorized

construction. When the matter came up for hearing, the respondent Municipality submitted a report that demolition of the unauthorized construction is already initiated under Section 400(1) of the Kolkata Municipal Corporation Act. The respondent Corporation further submitted that the hearing is underway before the Corporation and a decision will be taken expeditiously.

Learned counsel for the petitioner states that no steps have been taken till date.

Learned counsel for the respondent Corporation seeks and is granted two weeks' time to file his report by way of affidavit. Exception, if any, be filed within one week thereafter.

List the matter after four weeks.

(GAURANG KANTH, J.)