

OD-05

WPO/346/2025
IN THE HIGH COURT AT CALCUTTA
CONSTITUTIONAL WRIT JURISDICTION
ORIGINAL SIDE

Dr. Prakash Chandra Keshari & Ors.
Versus
Kolkata Municipal Corporation & Ors.

Before:
The Hon'ble Justice RAJA BASU CHOWDHURY
Date: 11th December 2025

Appearance:
Mr. Subrata Kr. Basu, Advocate
Mr. Kumar Gupta, Advocate
Mr. Deepak Jain, Advocate
for the petitioners

Mr. Achintya Banerjee, Advocate
Mr. Dilip Kr. Chatterjee, Advocate
for the KMC
Mr. Ajay Roy, Advocate
Mr. Biplab Majumdar, Advocate
for respondent nos.5-7

The Court: 1. The present writ petition has been filed, inter alia, praying for a direction upon the municipal authorities to grant amalgamation of premises nos. 49/5/2S and 49/5/2R, Karl Marx Sarani, Kolkata – 700023 and also to mutate the names of the petitioners in respect of the above premises.

2. I, however, find from the disclosure made by the Advocate for the private respondents that this is not the first time a writ petition has been filed with the above prayer. On a previous occasion the petitioners had filed a writ petition which was registered as WPO/87/2019 seeking identical reliefs. By an order dated 28th February 2019 a coordinate

Bench of this Court upon considering the case made out by the petitioners directed the petitioners to submit a proper application for mutation and amalgamation pertaining to the concerned premises together with requisite fees and relevant documents before the respondent no.3. It was further directed that upon receipt of such application the respondent no.3 shall consider the same upon granting an opportunity of hearing to the petitioners.

3. Pursuant to the above direction, the petitioners having applied for mutation, the Chief Manager Revenue (South), Kolkata Municipal Corporation by noting the pendency of a writ petition being WP/4660(W)/2020 by its order dated 6th March 2020 directed that status quo as regards the case be maintained until further orders on the title and ownership of the property.

4. Records reveal that the petitioners had since once again filed a writ petition being WP/61/2021, with similar reliefs. The said writ petition alongwith WP/4660(W)/2020 were heard analogously and the matter was remanded to the Chief Manager Revenue (South), Kolkata Municipal Corporation for revisiting the issue relating to mutation and amalgamation, as prayed for by the petitioners, by setting aside the order dated 6th March 2020. In furtherance thereto, the order dated 27th February 2025 has been passed by the Chief Manager Revenue (South). From the present writ petition I find that there is no challenge to the above order.

5. At this stage, since Mr. Basu, learned advocate representing the petitioners seeks leave to file a supplementary affidavit to incorporate a specific challenge to such order, let such affidavit be filed only to the extent of incorporating the grounds and a prayer as regards the challenge to the above order. Liberty is granted to the petitioners to file such affidavit upon service of advance copies thereof, on the learned advocates representing respondents, since, a general prayer has already been made by the petitioners that the petitioners seek to challenge any order refusing mutation in respect of the above premises.

6. List this matter on 19th January 2026.

(RAJA BASU CHOWDHURY, J.)

R. Bose