

IN THE HIGH COURT AT CALCUTTA
Constitutional Writ Jurisdiction
ORIGINAL SIDE

WPO/1792/2022
With
IA No.GA/2/2024
GA/3/2024
GA/4/2025

LANSDOWNE MARKET BABSAYEE
SAMITY AND ANR.

-VERSUS-

THE KOLKATA MUNICIPAL
CORPORATION AND ORS.

WPA/1787/2025

SUSMITA BHOWMICK AND ORS.

-VERSUS-

THE KOLKATA MUNICIPAL
CORPORATION AND ORS.

WPO/35/2025

BISWANATH PAUL

-VERSUS-

THE KOLKATA MUNICIPAL
CORPORATION AND ORS.

BEFORE:

The Hon'ble JUSTICE SHAMPA DUTT (PAUL)

Date : 7th August, 2025.

Appearance:

Mr. Puspall Chakraborty, Adv.

Mr. Prisanika Ganguly, Adv.

Mr. Subhomoy Paul, Adv.

Mr. Anish Chakraborty, Adv.

...for the petitioner in WPO/1792/2022.

Mr. Alak Kumar Ghosh, Adv.
Ms. Manisha Nath, Adv.
...for the petitioner in WPA/1787/2025.

Ms. Srijani Mukherjee, Adv.
...for the applicant in GA/4/2025.

Mr. Biswajit Mukherjee, Adv.
Mr. Gopal Chandra Das, Adv.
Mr. Arijit Dey, Adv.
...for the KMC.

Mr. Manoj Malhotra, Adv.
Mr. Manoj Kumar Mondal, Adv.
...for the State.

The Court: Supplementary affidavit filed by the petitioner in WPA/1787/2025 be kept on record.

An accommodation is sought for on behalf of learned senior counsel appearing on behalf of the promoter/developer who could not attend the Court due to some personal issue.

It appears that in the order dated 22nd May, 2025 learned counsel for the promoter had submitted that most of the shop owners have been shifted from their shop to the temporary space as provided by the promoter. It further appears that some of the shop owners (about 9 persons) have not yet been provided with alternative temporary space and some of them are being represented by Mr. Alak Ghosh, learned counsel appearing for the petitioners in WPA/1787/2025.

The report of the Special Officer on record shows the status and condition of the shop room occupied by the 9 petitioners/persons who, as per the submission of Mr. Ghosh, have not yet been provided with an alternative shop room accommodation.

Accordingly, the private respondent/promoter-developer is directed to place on affidavit as to how they intend to accommodate the rest of the shop owners.

The said fact be brought on record with alternative arrangement. The said alternative plan and arrangement be positively placed before the Court on by 26th August, 2025 by the learned counsel for the promoter/developer.

During the course of hearing it appears that the plan in respect of the Lansdowne Market relates to the year 1987 and, as such, since then the process for initiating the development of the said market could not be taken up due to pendency of various litigations before Court. Considering the said urgency, let all the petitions be fixed for final hearing on 26th August, 2025.

Re: GA/4/2025 : Leave as prayed for by the applicant in GA/4/2025 to file supplementary affidavit is granted.

Affidavit-in-opposition filed in Court be kept with the record. Copy of the same be served upon the applicant.

This application shall also appear along with writ petition and shall be taken up in due course.

(SHAMPA DUTT (PAUL), J.)