

OD-7 & 8

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 : 26<sup>th</sup> August, 2025.

Appearance:

*Mr. Puspall Chakraborty, Adv.*

*Mr. Prisanika Ganguly, Adv.*

*Mr. Samrat DeyPaul, Adv.*

*Mr. Prisanika Ganguly, Adv.*

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

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

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

*Mr. Manoj Malhotra, Adv.*  
*Mr. Manoj Kumar Mondal, Adv.*  
*...for the State in WPO/1792/2022.*

*Mr. Dwarika Nath Mukherjee, Adv.*  
*Mr. Sagnik Bhattacharya, Adv.*  
*...for the State in WPA/1787/2025.*

*Ms. Manju Agarwal, Sr. Adv.*  
*Ms. Anju Manot, Adv.*  
*Ms. Muchi Hallen, Adv.*  
*...for the respondent no.9.*

The Court: Supplementary affidavit, as per leave granted, is filed by the respondent no.9. Copies be served upon the learned counsel for the petitioner.

On hearing the parties the matter be fixed on 4<sup>th</sup> September, 2025 for hearing the issue with regard to the alternative accommodation (space) in respect of nine writ petitioners in one of the writ applications and also to decide as to the period required for completion of the said portion of the construction and in respect of their re-allocation once the respective portion of the premises is completed.

Learned counsel appearing for the applicant in GA/2/2024 prays for adding the said applicants as a party to this case and submits that in spite of several directions of this Court, the respondent authorities are demolishing the said applicants' shop rooms causing severe prejudice to them. As such, they are required to be added as party.

It appears that another application being GA/4/2025 is also pending wherein it is alleged that the Secretary of the Byabasayee Samity has now changed and the applicant in GA/4/2025 is the secretary and, as such, the petitioner no.2,

Hari Shankar Shaw at present has no locus standi to represent the said petitioner no.1 being the Lansdowne Market Byabasayee Samity. The said applications are required to be heard prior to hearing the writ application.

On the adjourned date both the applications and the response of the writ petitioner in WPA/1787/2025 to the supplementary affidavit filed by the respondent no.9 will be heard.

Parties are directed to strictly comply with the directions given by the Division Bench of this Court in respect of the property in this case.

(SHAMPA DUTT (PAUL), J.)