

ORDER

OD – 1

WPO/728/2007
IA NO: GA/1/2007 (OLD NO.GA/3019/2007)
GA/3/2010 (OLD NO.GA/3063/2010)
IN THE HIGH COURT AT CALCUTTA
CONSTITUTIONAL WRIT JURISDICTION
ORIGINAL SIDE

APARNA AGENCY LTD. & ORS.
VERSUS
ESTATE OFFICER, KOLKATA PORT TRUST & ORS.

BEFORE:

The Hon'ble JUSTICE BIBEK CHAUDHURI

Date : 23rd June 2023.

Appearance:

Ms. Vineeta Meharia, Advocate
Mr. Dinabandhu Dan, Advocate
.... for petitioners.

Mr. Ashok Kumar Jena, Advocate
.... for respondents.

THE COURT:- The instant writ petition relates to Public Premises (Eviction of Unauthorised Occupants) Act, 1971. The petitioners have prayed for issuance of a Writ in the nature of Mandamus declaring the Proceeding No.879 of 2008 [Board of Trustees of the Port of Kolkata v. M/s. Ganesh Laminate Private Limited and 14 others] illegal, void and without jurisdiction.

Initially, the instant writ petition was taken up as a residuary matter. Subsequently, by an administrative order, it was taken up under Group-I.

However, from the office order dated 23rd February 2022, it is asserted that the matters relating to Public Premises (Eviction of Unauthorised Occupants) Act, 1971 fall under residual head and therefore, the instant matter ought to be treated as a matter pertaining to Group-IX.

In view of such circumstances, registry is directed to place the matter before the concerned Bench taking up residuary matters [Group-IX] under Original Side.

Accordingly, the instant writ petition is released from this determination.

(BIBEK CHAUDHURI, J.)

s. kumar