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

WPO/1944/2022

NIBEDITA SAHA PROPRIETOR OF SHREE SHANKAR PAPER AND BOARD
HOUSE
Versus
KOLKATA MUNICIPAL CORPORATION AND ORS.

BEFORE:

The Hon'ble JUSTICE SHAMPA SARKAR

Date : 12th April, 2022.

Appearance :
Mr. D. Mukherjee, Adv.
Ms. Manisha Nath, Adv..

Mr. Partha Sarathi Bhattacharyya, Sr. Adv.
Mr. Himadri Chakraborty, Adv.
Mr. A. Maiti, Adv.
Mr. T Mandal, Adv.

Mr. A. Banerjee, Adv.
Mr. Tanmoy Kr. Dey, Adv.

The Court: It is submitted by Mr. Partha Sarathi Bhattacharya, learned Senior Advocate that the writ petition is not maintainable as the petitioner has sought to interpret an order of a Division Bench with respect to the self-same issue.

Mr. Banerjee, learned Advocate submits that the cause of action as pleaded in this writ petition does not overreach the order of the Hon'ble Division Bench.

Having heard learned Advocates for the respective parties, this Court is of the view that the writ petition is to be heard on affidavits.

Liberty is granted to file affidavit in opposition within four weeks from date; reply, if any, within two weeks thereafter.

At this stage, the Court finds that there is no need to pass any interim order and prayer for interim order may be made, if the occasion so arises.

(SHAMPA SARKAR, J.)

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