

OD-4

ORDER SHEET
WPO No.1256 of 2023
IA NO: GA/1/2023
IN THE HIGH COURT AT CALCUTTA
Constitutional Writ Jurisdiction
ORIGINAL SIDE

SUMANTA BISWAS & ORS.
VERSUS
THE KOLKATA MUNICIPAL CORPORATION & ORS.

BEFORE:
The Hon'ble JUSTICE AMRITA SINHA
Date: 29th September, 2023.

Appearance:
Mr. Sandip Kr. De, Adv.
Mr. Abhijit Sarkar, Adv.
....for Petitioners.

Ms. Sanjukta Ray, Adv.
...for LIC.

Mr. Gopal Chandra Das, Adv.
Mr. Rudranil De, Adv.
Mr. Debangshu Mandal, Adv.
...for KMC.

Mr. Debangshu Dinda, Adv.
...for State.

The Court:- It has been submitted by the learned advocate representing all the parties that a hearing was conducted by the Deputy Chief Engineer [Civil]/Building/North of the Kolkata Municipal Corporation on 20.09.2023 in presence of all the parties.

It appears that the Life Insurance Corporation of India sought time to submit fresh plan proposal complying the Building Rules and Regulations of the Kolkata Municipal Corporation.

Letter has been issued to the Life Insurance Corporation of India by the Kolkata Municipal Corporation intimating them to submit fresh plan proposal showing respective positions of the tenants/occupants of the premises within ten days. The engineer of the Corporation has mentioned that after submission of fresh plan proposal by the Life Insurance Corporation of India, the same will be displayed in the notice board of the Kolkata Municipal Corporation so that the occupants/tenants of the subject premises can ascertain their respective positions in the plan proposal.

Learned advocate representing the Life Insurance Corporation of India submits, upon instruction that, three months' time will be required for preparation of the fresh plan proposal indicating the spaces meant for the tenants/occupiers of the subject structure.

In view of the aforesaid submissions, the writ petition stands adjourned till 18.12.2023.

The parties are directed not to proceed any further with the impugned notice issued by the Kolkata Municipal Corporation till 25.01.2024 or until further order, whichever is earlier.

Liberty to mention.

Instruction by the Kolkata Municipal Corporation be retained with the records.

An application has been filed by seven applicants seeking leave to be added as parties in the instant writ petition.

Upon hearing the parties, it appears that the applicants may have a fresh cause of action and they are not required to be added as respondents in the instant writ petition.

In view of the above, application seeking addition of parties stands rejected.

Affidavit of service filed in Court today is taken on record.

Urgent photostat certified copy of this order, if applied for, be supplied to the parties upon compliance of all legal formalities.

(AMRITA SINHA, J.)