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ORDER SHEET
WPO No.1287 of 2023
IN THE HIGH COURT AT CALCUTTA
Constitutional Writ Jurisdiction
ORIGINAL SIDE

SURESH CHANDRA SHAW & ANR.
VERSUS
THE KOLKATA MUNICIPAL CORPORATION & ORS.

BEFORE:
The Hon'ble JUSTICE AMRITA SINHA
Date:19th June, 2023.

Appearance:
Mr. Krishna Das Poddar, Adv.
....for the Petitioners.

Mr. Gopal Chandra Das, Adv.
Mr. Debangshu Mondal, Adv.
... for K.M.C.

The Court:-In a similar writ petition being WPO No.1256 of 2023 (Sumanta Biswas & Ors. Vs. The Kolkata Municipal Corporation & Ors.) this Court passed an order on 14th June, 2023 whereby the Court permitted the Corporation to proceed with the work of netting but restrained the Corporation from carrying out any demolition work in respect of the subject structure without obtaining any leave from this Court.

The Court directed the reconstruction plan proposal to be filed by the Life Insurance Corporation of India and the Municipal Commissioner of the Kolkata Municipal Corporation or his delegate was directed to take a decision in the matter on receipt of the reconstruction plan proposal after affording a reasonable opportunity of hearing to all the necessary parties including the tenants and occupiers of the premises.

Petitioners in the instant case claim to be on the same footing as that of Sumanta Biswas & Ors. (supra) and, accordingly, the direction passed in Sumanta Biswas & Ors. (supra) will apply in the present case.

The matter stands adjourned till 12.07. 2023 when a report shall be filed by the owner, Life Insurance Corporation of India and the Kolkata Municipal Corporation.

Learned advocate appearing on behalf of the petitioners is directed to communicate this order to the Life Insurance Corporation of India and the Kolkata Municipal Corporation.

Leave to file affidavit of service in course of the day.

(AMRITA SINHA, J.)