

OD-02 & 03

IN THE HIGH COURT AT CALCUTTA
CONSTITUTIONAL WRIT JURISDICTION
ORIGINAL SIDE

WPO/868/2025
Swastik Projects Private Limited & Anr.
Versus
Kolkata Municipal Corporation & Ors.
And

WPO/3/2026
Swastik Projects Private Limited & Anr.
Versus
Kolkata Municipal Corporation & Ors.

Before:

The Hon'ble Justice RAJA BASU CHOWDHURY

Date: 19th March 2026

Appearance:

Ms. Ujjaini Chatterjee, Advocate

Mr. Sujit Banerjee, Advocate

Ms. Ritaja Mukherjee, Advocate

for the petitioner

Mr. Biswajit Mukherjee, Advocate

Ms. Manisha Nath, Advocate

Ms. Susmita Chatterjee, Advocate

for the KMC

Ms. Deboleena Ghosh, Advocate

for the Ld. AG

The Court: 1. It appears that in the appearance of the parties in the order dated 4th February 2026, the name of the petitioners' Advocate viz. 'Ms. Ujjaini Chatterjee' has been incorrectly recorded as 'Ms. Ujjaini Mukherjee'. Let the same be corrected. The other portion of the said order shall remain unaltered.

2. Ms. Ujjaini Chatterjee, learned Advocate representing the petitioners would submit that the petitioners without prejudice to their

rights in the writ petition are interested to deposit the entire amount on account of property tax on the basis of the computation made by the municipal authorities for the period from first quarter 2019-18 to the fourth quarter 2025-26, which according to her, aggregates to Rs.5,72,966/-.

3. Mr. Mukherjee, learned Advocate representing the Corporation would submit that the Corporation is never averse to accept the rates and taxes, if the petitioners are ready and willing to deposit the same, be it without prejudice to their rights, such payment is always welcome.

4. Having regard to the above, leave is granted to the petitioners to deposit the property tax as may be found due in respect of the assessee no.1100078 for the period noted hereinabove. Such payment shall be made without prejudice to their rights in the present writ petition.

5. It is made clear that in the event the petitioners succeed in the writ petition, the petitioners may be entitled to the aforesaid sum alongwith the interest as this Court may think it fit. It is also made clear that in the event the aforesaid deposit is made, there shall be no impediment for the municipal authorities to consider the petitioners' amalgamation application in accordance with law.

5. List this matter for further consideration in the monthly list of May, 2026.

(RAJA BASU CHOWDHURY, J.)