

OD-13

IN THE HIGH COURT AT CALCUTTA
CONSTITUTIONAL WRIT JURISDICTION
ORIGINAL SIDE

WPO/1209/2024

ASHOK KUMAR SHARMA
Vs
THE KOLKATA MUNICIPAL CORPORATION AND ORS

BEFORE:

The Hon'ble JUSTICE GAURANG KANTH

Date : 10th April, 2025.

APPEARANCE:

Ms. Suchaita Biswas, Adv.

Mr. Debapriya Gupta, Adv.

..for the petitioner.

Mr. Swapan Kumar Debnath, Adv.

Ms. Ananya Das, Adv.

...for the KMC

The Court:- The petitioner in the present writ petition is aggrieved by the inaction on the part of the respondent Corporation in not concluding the proceeding initiated by them vide order dated 09th May, 2024. This is the second round of litigation. In the first round of litigation, this Court by an order dated 31st August, 2023 in WPO/1542/2023 had directed the petitioner to prefer an objection before the respondent corporation highlighting the deviation made by the private respondents who are carrying out unauthorized construction situated at the premises no. B/14/H/41 Bindu Basini Street, Kolkata-700027, Ward No. 78, Borough-IX. In compliance with the said order, the respondent corporation passed an order dated 9th May, 2024 for demolition. The said order had given thirty days to the P.R. to remove the unauthorized construction and on failing which the Kolkata Municipal

Corporation will proceed with the demolition action. Learned Counsel for the petitioner states that despite the said order and considerable delay, the respondent corporation has failed to act on its own order dated 9th May, 2024.

Learned Counsel for the respondent corporation seeks time and is granted two weeks' time to file a report indicating the follow up steps taken after the issuance of the demolition notice dated 9th May, 2024.

Let the matter be listed after two weeks. Affidavit of service is taken with the records.

(GAURANG KANTH, J.)

Arsad, AR(CR)