

IN THE HIGH COURT AT CALCUTTA
[CIRCUIT BENCH AT PORT BLAIR]

WPA/495/2025

Shri Samir Mistry

Vs.

The Andaman and Nicobar Administration and Others

Mr. K. M. B. Jayapal ... for the petitioner

Ms. Babita Das ... for the respondents

July 01, 2026
[AKB]
Item No.1

Affidavit-of-service filed by Mr. Jayapal is on record. The affidavit-of-service reveals that the postal article sent to the added respondent i.e. the respondent No.4 has returned unserved with the endorsement "Add can't be located so RTS".

It is noticed that the address of the added respondent was differently mentioned in CO/CR No. 007 (W) of 1997 which is evident from the copy of an order dated May 21, 1997 passed therein. It forms annexure P4 to the present writ petition. The petitioner shall serve a fresh notice on the added respondent at the address mentioned in the said copy of the order dated May 21, 1997 that has been annexed as annexure P4 to this writ petition within a week from date.

Affidavit-of-service to that effect shall be filed on or before the returnable date.

Mr. Jayapal, learned advocate appearing for the petitioner invites the attention of this Court to the said order dated May 21, 1997 and submits that upon the said order being passed, it is no longer open for the added respondent to claim any interest

in the land in question and that being so, the impugned proceeding being RC No. 97/2024 could not have been initiated.

The appearance of the added respondent is necessary for complete adjudication of the matter.

The interim order passed earlier shall continue till the end of July, 2026 or until further order whichever is earlier.

List this matter before the next available Circuit Bench.

(Om Narayan Rai, J.)