

S U P R E M E C O U R T O F I N D I A

RECORD OF PROCEEDINGS

Petition(s) for Special Leave to Appeal (Civil) No(s).10954/2005

(From the judgement and order dated 22/03/2005 in APOT No. 485/2004
of The HIGH COURT OF CALCUTTA)

M/S.CHOWDHURY EST.CONSTN.PVT.LTD& ANR.

Petitioner(s)

VERSUS

THE CALCUTTA MUNI.CORPN. & ORS.

Respondent(s)

(With prayer for interim relief and office report)

(For final disposal)

Date: 03/04/2007 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE C.K. THAKKER

HON'BLE MR. JUSTICE ALTAMAS KABIR

For Petitioner(s)

Mr. Ajoy Krishna Chatterjee, Sr. Adv.

Mr. Rana Mukherjee, aDv.

Mr. Samir Roy Choudhury, Adv.

Mr. Siddharth Gautam, Adv.

Mr. Goodwill Indeevar,Adv.

For Respondent(s) Mr. Tapas Ray, Sr. Adv.

Mr. L.C. Agrawala,Adv.

UPON hearing counsel the Court made the following

O R D E R

We have heard learned counsel for the parties.

We see no infirmity in the order passed by the Single Judge of the High Court as confirmed by the Division Bench.

In the facts and circumstances of the case, however,

we are of the view that ends of justice would be met if we direct the Calcutta Municipal Corporation to issue fresh notices or to issue duplicate copies of the notices to the petitioners and M/s S.C. Roy Chaudhuri & Co., 10, Old Post Office St. Calcutta-1

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within one month from today. The Petitioners may file their objections, if any, within a period of one month from receipt of such notices/duplicates. The appropriate authority will then afford hearing to the petitioners and will pass an appropriate order in accordance with law. All contentions of all parties are kept open. During the pendency of the proceedings and till final order is passed, the petitioners will continue to pay property tax at the rate at which they are at present paying.

The special leave petition is, accordingly, disposed of.

Interim orders are vacated. No costs.

[Charanjeet Kaur]

Court Master

[Neeru Bala Vij]

Court Master