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IN THE HIGH COURT AT CALCUTTA
CONSTITUTIONAL WRIT JURISDICTION
APPELLATE SIDE
(Through Video Conference)

WPA 16607 of 2021

Biswajit Banerjee
Vs.
The State of West Bengal & Ors.

Mr. Raghunath Chakraborty,
Mr. Mahaboob Ahmed
.... For the petitioner.

Mr. Tapan Kumar Mukherjee,
Mr. Pinaki Dhole,
Mr. Somnath Naskar
... For the State.

Mr. Debaprasad Banerjee,
Mr. Shovan Bandyopadhyay,
Mr. Surja Prasad Chattapadhyay
... For the respondent no.8

Heard learned advocates appearing for the parties.

Liberty is granted to implead the Sub-Divisional
Officer, Serampore, Hooghly as party respondent.

Pursuant to the order of this Court dated 27th
October, 2021, the Officer-in-Charge, Jangipara Police
Station has filed a report dated 3rd November, 2021 with
regard to the actual state of affair of the alleged
unauthorized construction at the premises in question.
The said report may be kept with the record.

The authority concerned after giving an opportunity
of hearing to the petitioner as well as the private

respondent, within two weeks from date, shall decide the legality and validity of the construction in question and if it is found that the construction in question is not valid and legal, the respondent authority concerned shall take steps immediately in accordance with law against unauthorized construction if so found in course of hearing.

In the meantime, the private respondent to maintain *status quo*.

With this direction, this writ petition, being WPA 16607 of 2021 is disposed of.

Urgent Photostat certified copy of this order, if applied for, be given to the parties upon compliance with all the requisite formalities.

(Md. Nizamuddin, J.)