

Court No. 24

**03.03.2021**

(Item No. 4)

(AB)

**W.P.A 19861 of 2019**

Safura Begum

vs

The Kolkata Municipal Corporation & Ors.

Mr. Javed Kumar Sanwarwala

Ms. Fatah Anjum

..... for the petitioner

Mr. Gopal Chandra Das

..... for the KMC

Supplementary affidavit and affidavit of service  
filed in Court today is taken on record.

The petitioner prays for mutation of the  
premises No. 196B, Shyama Prosad Mukherjee Road,  
Kolkata 700 026. The mutation, recording the name  
of the petitioner as owner could not be made allegedly  
on the ground that the property was a Waqf property.

The Chairperson, Board of Auqaf, West Bengal  
by an order dated 14<sup>th</sup> January, 2020 has clearly  
recorded that after due deliberation and discussion it  
has been unanimously resolved that the premises No.  
196B, Shyama Prosad Mukherjee Road, Kolkata – 700  
026 has been duly scrutinized by the office and it has  
been revealed that the said premises do not belong to  
any Waqf estate, nor enrolled under the domain of the  
Board of Auqaf, West Bengal.

The aforesaid order passed by the Chairperson  
of the Board of Auqaf, clearly mentions that the  
property is not a Waqf property.

Accordingly the instant writ petition is disposed of by directing the respondent No. 3 being the Assessor-Collector (South), Assessment Collection (S) Department, Kolkata Municipal Corporation to take steps for mutation of the property in question in the name of the petitioner, as owner, on the basis of the order that has been passed by the Chairperson, Board of Auqaf on 14.01.2020.

The Assessor-Collector shall take positive steps within a period of six weeks from the date of communication of a copy of this order after compliance of the necessary formalities.

Urgent photostat certified copy of this order, if applied for, be supplied to the parties upon completion of usual legal formalities.

**(Amrita Sinha, J.)**