

14.
11-07-2022
debajyoti
(Ct. no.24)

**In The High Court At Calcutta
Constitutional Writ Jurisdiction
Appellate Side**

WPA 12067 of 2022

**Puspa Rani Das
Vs.
The Kolkata Municipal Corporation & Ors.**

Mr. Sarbananda Sanyal,
Ms. Poulami Chakraborty,
Mr. Anand Keshri,
Mr. Sekhar Mukherjee

... For the Petitioner.

Mr. Debjit Mukherjee,
Ms. Dipanwita Ganguly

... For the K.M.C.

Affidavit-of-Service filed in Court today is taken
on record.

Aggrieved by the order passed by the Executive
Engineer (Civil)/Bldg. Dept., Borough-X of the Kolkata
Municipal Corporation in D/Case No.21-D/Br.-X/22-
23, communicated *vide* Memo dated 11th June, 2022,
the petitioner preferred an appeal before the Municipal
Building Tribunal being B.T. Appeal No.109 of 2022 on
22nd June, 2022.

It has been submitted that no date has yet been
fixed for hearing of the said appeal. The petitioner
apprehends that during the pendency of the appeal,
the men and agents of the Kolkata Municipal
Corporation may take steps for demolition of the
alleged unauthorized construction immediately after
the period mentioned in the demolition order expires.

Without going into the merits of the impugned
order, as it appears that the petitioner has already

approached the Municipal Building Tribunal by filing an appeal against the order of demolition, the men and agents of the Kolkata Municipal Corporation are restrained from taking any further steps in the matter till 31st August, 2022.

Learned advocate for the petitioner is granted leave to apprise the Municipal Building Tribunal about the urgency involved in the matter and to seek an urgent hearing of the appeal highlighting his apprehension.

The writ petition stands disposed of.

Urgent photostat certified copies of this order, if applied for, be supplied to the parties on compliance of necessary formalities.

(Amrita Sinha, J.)