

Item No.357

In The High Court At Calcutta
Constitutional Writ Jurisdiction
Appellate Side

30.08.2023
Ct-24

WPA 2447 of 2023
Syeda Nasreen

v.

The Kolkata Municipal Corporation & Ors.

Mr. Sukanta Chakraborty
Mr. Amulya Halder
... for the private respondent.

Ms. Indrani Chakraborty
... for the respondent no. 6.

None appears on behalf of the petitioner at the time of call.

From the report filed by the engineers of the Corporation it appears that the person responsible complied with the demolition order of the Special Officer by demolishing the unauthorized portion of the premises.

From the report filed by the surveyor of the custodian of enemy property dated July 19, 2023 it appears that a portion of the residual wall in the extended portion of the western side brick boundary wall has encroached the enemy property. There is no sanction for raising the said wall.

As the custodian of the enemy property alleges encroachment, it will be open for the said authority to approach the competent civil forum for making the passage encroachment free.

No further order is required to be passed in the instant writ petition.

The writ petition stands disposed of.

Report filed by the surveyor of the custodian of enemy property be taken on record.

Urgent certified photocopy of this order, if applied for, be supplied to the parties expeditiously on compliance of usual legal formalities.

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(Amrita Sinha, J.)