

Item No.91

In The High Court At Calcutta
Constitutional Writ Jurisdiction
Appellate Side

25.07.2023
Ct-24

WPA 4010 of 2023

Naila Rauf

v.

The State of West Bengal & Ors.

Ms. Kabita Mukherjee

Mr. Manas Dasgupta

...For the petitioner.

Mr. Rajarshi Basu

... For the State.

Mr. Alak Kumar Ghosh

Ms. Sima Chakraborty

... for KMC.

Mr. Suddhasatva Banerjee

Mr. S. Chakraborty

Mr. Abdul Zahid

Md. Siraj Munir

... for the respondent no. 8.

Photographs have been placed before this Court to show that the unauthorized columns standing in the 3rd floor of the subject structure is yet to be demolished.

Learned advocate representing the Corporation submits, upon instruction that, necessary steps will be taken to demolish the same.

It appears that the entire 3rd floor and portions of the 2nd floor covering the open terrace have been held to be unauthorized. Substantial demolition has already taken place.

The Corporation is directed to conclude the demolition of the structure which has been held to be unauthorized in its entirety at the earliest.

As regards the unauthorized constructions detected lately, the Corporation shall take necessary steps in accordance with law to deal with the same.

The Corporation shall issue notice in respect of each and every proceeding relating to unauthorized construction at the subject premises to all the necessary parties including the petitioner as the plan in question stands in the name of the petitioner.

The writ petition stands disposed of.

Urgent photostat certified copy of this order, if applied for, be given to the parties on usual undertaking.

Sh.

(Amrita Sinha, J.)