

Item No.196

In the High Court At Calcutta
Constitutional Writ Jurisdiction
Appellate Side

08.09.2023
Ct-24

WPA 6123 of 2021
Khadija Begum

v.

The State of West Bengal & Ors.

Mr. Sourav Sen
Mr. Partha Chakraborty
Mr. Chayan Debnath
Mr. Muhammad Obaid
... for the petitioner.

Mr. Amit Ranjan Pati
... for the added respondent.

Ms. Koushikee Banerjee
... for the Midnapore Municipality.

Perused the report of the Midnapore Municipality.
It appears therefrom that the illegal obstruction of the
drainage water by the private respondent has since been
removed and the Municipality has taken a decision to
clean the drain on regular basis.

It further appears from the report that no decision
has yet been taken with regard to the tin shed club
house that has been constructed over the public drain
encroaching public road.

The Board of Councillors, Midnapore Municipality
is directed to take steps in accordance with law to deal
with the unauthorized construction after giving
reasonable opportunity of hearing to all the parties at
the earliest but positively within a period of twelve weeks
from the date of communication of a copy of this order. A

reasoned order shall be passed and communicated to the parties immediately thereafter.

The writ petition stands disposed of.

The decision of the Midnapore Municipality of the hearing dated August 31, 2023 be retained with the records.

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.)