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29.09.2023
d.p.

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

**W.P.A 6552 of 2023
IA No. CAN 1 of 2023**

**Sudip Bhattacharya
-versus
The Howrah Municipal Corporation & Ors.**

**Mr. Sumitava Chakraborty,
Mr. Abhishek Mukherjee.
...For the Petitioner.**

**Mr. Sandipan Banerjee,
Mr. Ankit Sureka,
Mr. Sobhan Majumder.
...For HMC.**

It has been submitted by the learned advocate appearing for the petitioner as well as the Howrah Municipal Corporation that inspection was duly conducted but the report of inspection is yet to be circulated.

Let report of inspection be circulated amongst all the necessary parties. Thereafter an opportunity of hearing shall be granted to all the parties.

If it ultimately transpires that unauthorized construction exists, then necessary steps shall be taken by the Corporation to deal with the same in accordance with law, at the earliest, but positively within a period of twelve weeks from the date of communication of this order.

The order impugned passed by the Howrah Municipal Corporation dated 5th May, 2022 shall not be given effect to till a fresh order is passed by the Corporation in this matter.

The writ petition and the connected application stand disposed of.

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

(Amrita Sinha, J.)