

16.05.2023
SL No.1
Court No.8
(gc)

RVW 123 of 2022
In
SAT 182 of 2019
CAN 2 of 2023

Abdul Kader @ Molla Abdul Kader
Vs.
Smt. Samita Kar & Ors.

Mr. Subir Banerjee,
Mr. Shounak Ghosh,
Mr. N.N. Maity,
....for the Appellant.

The review application is misconceived and is not maintainable.

We have perused the memorandum of review. None of the grounds constitute review. In any event, it is an admitted position that the provisions of West Bengal Premises Tenancy Act, 1997 is not applicable to the Panchayat area. The relationships are required to be governed under Section 106 of the Transfer of Property Act. We see no reason to have a relook at the judgment. The review application is thoroughly misconceived and, accordingly, stands dismissed.

In view of dismissal of the review application, the connected application also stands dismissed.

However, there shall be no order as to costs.

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

(Sugato Majumdar, J.)

(Soumen Sen, J.)