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20.09.2023
d.p.

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

W.P.A 17613 of 2023

**Sri Biswajit Ghosh
-versus
The Howrah Municipal Corporation & Ors.**

**Mr. Tanmoy Mukherjee,
Mr. Souvik Das,
Mr. K.R. Ahmed,
Mr. Rudranil Das,
Mr. Soumava Santra.
...For the Petitioner.**

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

Affidavit-of-service filed in Court today is taken on record.

None appears on behalf of the private respondents in spite of service.

The petitioner complains of illegal and unauthorized construction at 23/2, Annada Prasad Banerjee Lane, P.S.-Batra, Borough-III, Howrah Municipal Corporation.

During pendency of the writ petition, the Howrah Municipal Corporation issued order of demolition and took steps for demolishing the unauthorized construction.

In view of the resistance, the order of demolition could not be implemented.

It will be open for the Commissioner, Howrah Municipal Corporation to seek assistance from the concerned police station for the purpose of implementation of the order of demolition and for vacating the occupants from the portions constructed unauthorizedly so that the order of demolition may be implemented.

Steps shall be taken in the matter at the earliest, but positively within a period of twelve weeks from the date of communication of a copy of this order.

The writ petition stands 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.)