

38 18.09.2023
Ct. No. 01

WPA(P) 478 of 2023

AN

Santosh Singh
Vs.
Kolkata Municipal Corporation & ors.

Mr. Vimal Kr. Shahi
Ms. Amrita Pandey
Mr. Ghanshyam Pandey
Ms. Gulnaz Qureshi

... for the petitioners

Mr. Kishore Datta
Mr. Gurudas Mitra

... for the KMC

Sk. Md. Galib
Ms. Sujata Mukherjee

... for the State

1. By way of this writ petition styled as a Public Interest Litigation the petitioner alleges that he was desirous of booking a flat in the building constructed at 23, Topsia Road, Kolkata-700039, Borough-VII, Ward No. 66 and visited the site in question and made enquiries and learnt that the building has been constructed at the site in question without obtaining any sanctioned plan.

2. In the writ petition, a copy of the legal notice sent to the various authorities has been annexed. Apart from that there is no other document placed by the petitioner to show as to in what manner the alleged construction is illegal and who is putting up the said construction. In any event, from the averments made in paragraph 4 of the writ petition, it is seen that there is a semblance of the private interest of the petitioner involved in the matter and, therefore, we find no grounds to

entertain this writ petition as a Public Interest Litigation.

3. With the above observations, the instant writ petition stands **dismissed**.

(T. S. Sivagnanam)
Chief Justice

(Hiranmay Bhattacharyya, J.)