

WPA 4064 of 2024
With
CAN 1 of 2024
Sirajuddin
Vs.
State of West Bengal & Ors.

Md. Nauraz Rahber,
Mr. Mjuhamad Jowwad,
Ms. Swastika Chowdhury

...for the Petitioner

Mr. Srijan Nayak,
Mrs. Rituparna Maitra

...for KMC

Ms. Munmun Ganguly,
Ms. Ashmita Chakraborty

...for the State

In Re : CAN 1/2024

This is an application for restoration. Having regard to the averments made in paragraph no. 4 of this application, I am of the view that the petitioner has sufficiently explained the reason for his non-appearance on May 1, 2024.

Accordingly, **CAN 1/2024** is allowed and this writ petition is restored to its original file and number.

In Re.: WPA 4064 of 2024

Let the affidavit of service filed by the petitioner be kept with the records.

The petitioner alleges unauthorised construction at the behest of respondent nos. 9 to 11 at premises no. B/2/H/27, Gopal Mukherjee Road, P.S. – Chitpore, Kolkata – 700 002.

The report filed by the Corporation goes to suggest that a proceeding under Section 400 (1) of the Kolkata Municipal Corporation Act, 1980, has already been initiated against the persons responsible for the unauthorised construction.

In that view of the matter, I dispose of this writ petition with a direction upon the Corporation to conclude the proceedings within a period of three months from the date of communication of this order in accordance with law.

Accordingly, **WPA 4064 of 2024** is disposed of.

Urgent certified *website* copies of this order, if applied for, be made available to the parties upon compliance with the requisite formalities.

(Kausik Chanda, J.)