

ADSL1

28-11-2024

AKG

Ct. 15

WPA 28554 of 2024
Aftab Ahmed
Vs.
Kolkata Municipal Corporation & Ors.

Mr. Saurabh Guhathakurata,
Ms. Nilanjana Sarkar,
Mr. Abhratanu Sarkar
...for the Petitioner
Mr. Vimal Kumar Shahi,
Ms. Ina Bhattacharyya
.....for KMC

The petitioner expresses concern that the construction at premises no. 20, Manashatala Lane, Kolkata – 700 023, is scheduled to be demolished by the Kolkata Municipal Corporation during the course of this day.

In response, the learned advocate appearing for the Kolkata Municipal Corporation submits that the petitioner has constructed two additional floors (the 4th and 5th floors) beyond the sanctioned plan. The Corporation has already issued a stop work notice; however, no demolition proceedings have been initiated thus far.

In light of the above, I find no justification to keep this writ petition pending.

Accordingly, WPA 28554 of 2024 is disposed of without the issuance of any further orders.

It is clarified that the Kolkata Municipal Corporation shall be at liberty to deal with the unauthorised construction, if any, at the said premises in accordance with the law.

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.)