

OD-7

ORDER SHEET

WPO/1077/2024

IN THE HIGH COURT AT CALCUTTA
Constitutional Writ Jurisdiction
ORIGINAL SIDE

KISHAN LAL AGARWAL AND ORS.
Vs
THE KOLKATA MUNICIPAL CORPORATION AND ORS.

BEFORE:
The Hon'ble JUSTICE KAUSIK CHANDA
Date : 27th November, 2024.

Appearance:

Mr. Saptansu Basu, Sr. Adv.
Mr. Shyamal Sarkar, Sr. Adv.
Mr. Kumar Gupta, Adv.
Ms. Nibedita Pal, Adv.
Mr. Ananda Gopal Mukherjee, Adv.
Ms. Sonam Ray, Adv.
Ms. N. Khatoon, Adv.
...for the petitioners

Mr. Biswajit Mukherjee, Adv.
Ms. Manisha Nath, Adv.
...for the KMC

Mr. Mihir Kundu, Adv.
...for the State

The Court: The Corporation acknowledges the fact that the impugned assessment was made without providing any opportunity of hearing to the petitioners. The Corporation is willing to give a fresh notice, conduct a fresh hearing and pass a fresh order.

In that view of the matter, the notices at Annexure-P-7 and the impugned demand dated October 1, 2024, being Annexure-P-8 of the writ petition are set aside.

The Corporation shall issue a fresh notice to the petitioners and proceed in accordance with law.

Accordingly, WPO/1077/2024 is disposed of.

(KAUSIK CHANDA, J.)

sg.