

19.06.2025
Sl. Nos.2 to5
Ct. No.15
Suman

WPA 17695 of 2024
With
CAN 1 of 2024
With
CAN 2 of 2024

Durga Prasad Gupta and Ors.
Versus
Bidhannagar Municipal Corporation and Ors.

With
WPA 15182 of 2023
Joy Gopal Paul and Anr.
Vs.
Bidhannagar Municipal Corporation and Ors.

With
WPA 19394 of 2024
Ayat Developer
Vs.
The Bidhannagar Municipal Corporation and Ors.

With
WPA 27763 of 2022
With
CAN 1 of 2024
With
CAN 2 of 2024
Joy Gopal Paul and Another
Vs.
Bidhannagar Municipal Corporation and Ors.

Mr. Biswajib Ghosh
Mr. Sumitava Chakraborty
Mr. Basudeb Patra
..for the petitioners in WPA 17695 of 2024

Mr. Ashim Kumar Routh
Ms. Ananya Mondal
Ms. M. Dhar
Mr. Subhayan Barik
..for the petitioners in WPA 15182 of 2023 &
WPA 27763 of 2022

Mr. Ratul Das
Mr. Bijoy Bag
..for the petitioner in WPA 19394 of 2024

Mr. Sirsanya Bandopadhyay
Mr. Arka Kumar Nag
Mr. Tirthankar Dey
..for Bidhannagar Municipal Corporation

The petitioners in all the aforementioned writ petitions challenge the demolition order dated May 11, 2023. It is noted that on July 10, 2024, an interim order was passed staying the operation of the demolition order. This interim order has subsequently been extended until July 18, 2025.

Today, it has been submitted on behalf of all the writ petitioners that they intend to avail themselves of the statutory remedy of appeal as provided under Section 266(3) of the West Bengal Municipal Corporation Act, 2006.

In light of the foregoing, there is no justifiable reason to keep these writ petitions pending.

Liberty is therefore granted to the writ petitioners to file an appeal before the Tribunal within one week from the date on which the certified copy of the demolition order is provided to them.

The Corporation is directed to supply the certified copy of the demolition order to the petitioners within two weeks from today, subject to the petitioners' compliance with the necessary formalities.

This Court has, from time to time, passed interim orders in these matters. In the interests of justice, the interim order currently in operation shall continue for a further period of two months from today.

Any extension of the stay order beyond this two-month period shall be at the sole discretion of the Tribunal.

Given the pendency of these writ petitions before this Court, it is hereby clarified that if the appeal is filed within the stipulated time period, it shall be entertained notwithstanding any limitation issues.

Accordingly, **WPA 17695 of 2024 with CAN 1 of 2024 and CAN 2 of 2024, WPA 15182 of 2023, WPA 19394 of 2024, and WPA 27763 of 2022 with CAN 1 of 2024 and CAN 2 of 2024** are hereby disposed of.

Urgent photostat certified copy of this order, if applied for, be supplied to the learned advocates for the parties on usual undertakings.

(Kausik Chanda, J.)