

Sl. No.70
21.01.2025
Suman
Ct. 15

WPA 21465 of 2024

Bithi Ghosh and Ors.
Vs.
The State of West Bengal and Ors.

Ms. Pampa Dey (Dhabal)
Ms. Sangita Banerjee
..for the petitioners

Mr. Dipak Kumar Mukherjee
Mr. Rajib Mukherjee
Ms. Shreyasi Bhaduri
..for the Municipality

Let the affidavit of service filed by the petitioners
be kept on record.

Respondent No. 6 is not represented.

The learned advocate for the petitioners alleges
that although a demolition order was passed by the
Uttarpara-Kotrung Municipality in 2022 concerning the
fourth floor of a building at Holding No. 72/B, Lawrance
Street, Ward No. 18, Uttarpara, Hooghly, against
respondent No. 6, the order has not yet been complied
with.

The petitioners claim to be the flat owners in the
said building.

On the other hand, the learned advocate
representing the Municipality submits that, by a

reasoned letter dated January 14, 2025, the Municipality once again instructed respondent No. 6 to comply with the demolition order within 15 days of the letter's issuance.

In light of the above, I find no reason to keep this writ petition pending. Should respondent No. 6 fail to act in accordance with the letter dated January 14, 2025, by demolishing the unauthorized construction, the Municipality shall be at liberty to proceed with the demolition in accordance with the law, within two months from the date of this order.

The Officer-in-Charge, Uttara Para Police Station, shall provide the necessary assistance to the Municipality in executing the demolition.

Accordingly, **WPA 21465 of 2024** is 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.)