

19-03-2026
Item no.66
Subrata
Bhattacharyya
AR(C)

In the High Court at Calcutta
Special Civil Jurisdiction
Appellate Side

CPAN No.441 of 2024
Arati Dhar & Ors.
-vs-
Dhabal Jain & Ors.
arising out of
WPA No.24607 of 2023

Mr. Amitava Pain
Mr. Subhrangshu Datta ...for the petitioners

Mr. Sandipan Banerjee
...for the contemnor

1. Affidavit of compliance filed by the Howrah Municipal Corporation in Court be taken on record.
2. The Assistant Engineer of the Corporation has mentioned in his report that the unauthorized second floor has been totally demolished; and that on the first floor, more or less 50 per cent deviated portion has been demolished and the rest cannot be demolished because RC column is in that portion. On the ground floor also, it is mentioned, more or less 50 per cent portion has been demolished and the rest is not in a position to be demolished.
3. The aforesaid contention of the Corporation is denied by learned counsel for the petitioner.
4. On a perusal of the photographs placed before this Court by both the parties, it appears that substantial demolition has taken place. The structure which has been detected to be unauthorised has been rendered unusable.
5. The Corporation is, therefore, directed to keep strict vigil so that the unauthorized portions are not

reconstructed in future.

6. The contempt application is disposed of.
7. All parties are to act on the server copy of this order duly downloaded from the official website of this Court.
8. Certified copy of this order, if applied for, shall be made available to the parties.

[Amrita Sinha, J]