

**15**  
**15.05.2026**  
Ct. No.15  
b.das

**WPA 8635 of 2024**

**Mehraj Alam Ansari**  
**Vs.**  
**The State of W.B. & Ors.**

Mr. Animesh Paul                   ...for the petitioner.

Mohammad Mahmud  
Ms. Sahana Aktar ...for the private respondents

Mr. Shibojoyoti Chakraborti  
Ms. Riyha Ghosh  
Ms. Debolina ghosh  
...for the Howrah Zilla Parishad.

Report submitted by the Howrah Zilla Parishad is  
taken on record.

The petitioner alleges unauthorized construction  
being raised by the private respondents without obtaining  
any sanction from the concerned authority.

Though learned counsel for the private respondents  
submits that the said construction has been raised in  
terms of the sanctioned building plan, no such plan has  
been produced either before this Court or at the time of  
joint spot inspection held by the 2<sup>nd</sup> respondent in  
presence of the parties.

It appears from the report submitted by the 2<sup>nd</sup>  
respondent that the private respondents have already  
raised a G+4 structure and are raising another G+1  
structure behind the existing structure without leaving  
mandatory open space on all sides. The sanctioned

building plan granted in favour of the father of the private respondent on 26<sup>th</sup> December, 2026 was produced before the authority at the time of inspection but the plan was neither updated nor validated.

In view of the observation made by the 2<sup>nd</sup> respondent in course of the joint inspection, the 2<sup>nd</sup> respondent is directed to take necessary steps for demolition of the unauthorized structure/portion thereof within six weeks from the date of communication of this order, in accordance with law.

The writ petition is disposed of accordingly.

There shall, however, be no order as to costs.

Since no affidavit is invited, the allegations contained in the writ petition are deemed not to have been admitted.

Urgent certified website copy of this order, if applied for, be supplied to the parties upon compliance with all requisite formalities.

**(Suvra Ghosh, J.)**