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23.11.2026
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ct.no.444

WPA 10583 of 2026
With
CAN 1 of 2026

Debkumar Basak
Versus
The Kolkata Municipal Corporation & Ors.

Mr. Amit Ranjan Roy
Mr. Bikash Kumar Singh
Mr. Ratan Pal.
...for the petitioner.

Mr. Debayan Mukherjee
Ms. Maitrayee Das.
...for the KMC.

Ms. Micky Chowdhary
Mr. Protyush Chatterjee
...for the respondent no.6.

Affidavit of service, as filed, be kept with the record.

Briefly, the writ petitioner sold a property measuring 4 cottahs and 14 chittacks, along with a four-storied building standing thereon, covering an area of 2721 Sq. ft. on the ground floor, 2292 Sq. ft. on the first floor, 2292 Sq. ft. on the second floor, and 2210 Sq. ft. on the third floor, at 146, Rabindra Sarani, Post Office-Burabazar, Police Station-Jorashanko, Kolkata -700 007, within the limits of the Kolkata Municipal Corporation, to the private respondents by way of a registered deed of sale

executed on 10th March, 2025. The private respondents herein applied for mutation before the Assessor-Collector (North), Kolkata Municipal Corporation. After the assessment, it appears that the mutation has been made in favour of the private respondents in respect of the entirety of the premises-in-question.

Learned advocate appearing for the petitioner submits that, in the assessment book of the KMC, it is recorded as 5 cottahs 15 chittacks instead of 4 cottahs 14 chittacks.

Being aggrieved, the writ petitioner filed a representation before the Assessor-Collector (North), Kolkata Municipal Corporation, on 10th July, 2025, for re-assessment, but the same remains unattended. As a result, the instant writ petition has been filed seeking a direction to the authority to consider the representation dated 10th July, 2025.

The learned advocate appearing for the private respondent no. 6 herein denies and disputes each and every allegation in the writ petition. She further argues that the assessment book supplied to her is correct. For this reason, she has filed an application for dismissal of the writ petition, being CAN 1 of 2026, which is pending before the Hon'ble Court.

Learned advocate appearing for the KMC, in his usual fairness, submits that the Assessor-Collector (North), Kolkata Municipal Corporation, will endeavor to revisit the assessment within a reasonable time.

Considering the submissions of the respective parties, this Court is of the opinion that the present writ petition can be disposed of by directing the respondent no. 5 to consider the representation dated 10th July, 2025, within a period of twelve weeks from the date of communication of this order, after providing an opportunity of hearing to all necessary and interested parties, and to pass a reasoned order. The reasoned order so passed shall be communicated within two weeks thereafter.

Hence, the writ petition stands disposed of.

In view of the disposal of the writ petition, CAN 1 of 2026 is also disposed of.

There will be no order as to costs.

However, it is clear that this Court has not gone into the merits of the case. The respondent no. 5 will consider the representation independently and strictly in accordance with the law.

As an affidavit in opposition has not been called for by the parties, the allegations are deemed to have been denied.

All parties shall act on the server copy of this order duly downloaded from the official website of this Court.

Urgent photostat certified copies of this order, if applied for, be given to the parties, upon compliance of all requisite formalities.

(Atarup Banerjee, J.)