20.11.2026
Sl.No. 5
Ct.No. 447
Amalranjan

IN THE HIGH COURT AT CALCUTTA
CONSTITUTIONAL WRIT JURISDICTION
APPELLATE SIDE

WPA/28145/2025
SK. ARIF ALI
VS
KOLKATA MUNICIPAL CORPORATION AND ORS

Mr. Anwar Hossain
Mr. Hamidul Haque
...for the petitioner

Mr. Biswajit Mukherjee
Mr. Debanjan Mukherjee
...for the KMC

Mr. Tarique Quasimuddin
Mr. Zainab Tahur
...for the private respondent no. 8

1. Written instruction filed by the Kolkata Municipal Corporation be kept on record.

2. Heard the learned counsel for the parties.

3. The writ petition relates to implementation of an order of demolition dated June 25, 2019 passed by the Special Officer (Building) of the Kolkata Municipal Corporation in respect of Premises No. 3A, Crematorium Street, Ward no.-60, Borough-VI of the Kolkata Municipal Corporation.

4. Learned counsel for the writ petitioner submits that despite an appeal at the instance of the person responsible, the private respondent herein, being dismissed by the Municipal Building Tribunal way back in March 30, 2023, the authorities of the Kolkata Municipal

Corporation did not take any steps for demolition of unauthorized construction.

5. Learned counsel for the private respondent submitted that the appeal filed by his client being B.T. Appeal No. 22 of 2019 was dismissed on March 30, 2023 and an application for restoration of the appeal has already been filed in October, 2026 and the same is pending for consideration before the Municipal Building Tribunal.

6. Learned counsel for the Kolkata Municipal Corporation assures this court that appropriate steps in accordance with law would be taken by the authorities of the Kolkata Municipal Corporation for demolition of the unauthorized construction.

7. Considering the submissions, the present writ petition is disposed of by directing the respondent nos. 2, 3 and 4 of the Kolkata Municipal Corporation to ensure implementation of the order passed by the Special Officer (Building) on June 25, 2019 within a period of 8 weeks from the date of communication of this order, subject to any stay granted by the Municipal Building Tribunal in the matter.

8. In implementing the order, the respondent nos. 2, 3 and 4 shall at liberty to take appropriate assistance of police and the respondent nos. 6 and 7 shall render all necessary assistance to the Municipal Authorities in implementing the aforesaid order.
9. **WPA/28145/2025** is disposed of accordingly.
10. No order as to costs.
11. All parties shall act in terms of the copy of this order duly downloaded from the official website of this court.
12. Urgent certified photocopy of this order, if applied for, be supplied to the parties taking all legal formalities.

(Sandip Kumar De, J.)