23.11.2026
Sl. No.03.
Ct. No.237
Suman

CPAN 1529 of 2025

Milon Das
-vs-
Ms. Bandana Pokhriyal, The Commissioner, Howrah Municipal Corporation
In
WPA 12778 of 2025

Milon Das
Vs.
The Howrah Municipal Corporation and Ors.

Mr. Sanjib Seth
..for the petitioner

Mr. Sonal Sinha
Mr. Ankit Sureka
..for Howrah Municipal Corporation

I find no merit in the present contempt application.

By an order dated June 16, 2025, the petitioner was granted liberty to submit an application for a sanction plan through offline mode within 15 days from the date of the order.

Howrah Municipal Corporation was directed to consider such application in accordance with law within two months thereafter.

It was further directed that, until the Corporation had considered the petitioner's application for a sanction plan, it should refrain from undertaking any

further demolition activities in respect of the said premises.

The present contempt application has been filed alleging that, although the petitioner attempted to submit his application for a sanction plan, the same was not received by Howrah Municipal Corporation.

The aforesaid allegation has been denied by the learned advocate appearing on behalf of the alleged contemnor. It is submitted that the petitioner never made any attempt to submit an application for a sanction plan in terms of the order dated June 16, 2025.

The learned advocate appearing on behalf of the petitioner, however, submits in the course of hearing of the present application that, since the relevant land measures approximately half a cottah, no sanction plan could be prepared by any Licensed Building Surveyor. It is further submitted that, under the building rules of Howrah Municipal Corporation, no sanction plan can be granted in respect of a plot of land measuring approximately half a cottah.

In the aforesaid factual backdrop, the alleged contemnor cannot be held to have wilfully violated or disobeyed the order dated June 16, 2025.

Accordingly, **CPAN 1529 of 2025** is disposed of.

It is, however, clarified that Howrah Municipal Corporation shall be at liberty to execute its demolition

order in accordance with law in respect of the building in question.

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.*)