



REGISTERED POST WITH A/D.
HAND DELIVERY
AFFIXATION ON PROPERTY

**ESTATE OFFICER
SYAMA PRASAD MOOKERJEE PORT, KOLKATA
(Erstwhile KOLKATA PORT TRUST)**

(Appointed by the Central Govt. Under Section 3 of Act 40 of 1971-Central Act)
Public Premises (Eviction of Unauthorized Occupant) Act 1971
OFFICE OF THE ESTATE OFFICER
6, Fairley Place (1st Floor)
KOLKATA - 700 001

REASONED ORDER NO. 10 DT 03.01.2023 READ WITH ORDER NO.11 DT.05.05.2023

Court Room At the 1st Floor
of Kolkata Port Trust's
Fairlie Warehouse
6, Fairley Place, Kolkata- 700 001.

PROCEEDINGS NO. 1799/L of 2020

**SYAMA PRASAD MOOKERJEE PORT, KOLKATA
(Erstwhile Board of Trustees' for the Port of Kolkata)**

-Vs-

Shri Biswanath Ghosh

F O R M - "B"

**ORDER UNDER SUB-SECTION (1) OF SECTION 5 OF THE PUBLIC
PREMISES (EVICTION OF UNAUTHORISED OCCUPANTS) ACT, 1971**

WHEREAS I, the undersigned, am satisfied, for the reasons recorded below that **Shri Biswanath Ghosh Qtrs No 12, Block No.21 at Hide Road Mazdoor Line, P.S.: S.P.P.S, Kolkata-700023** is in unauthorized occupation of the Public Premises specified in the Schedule below :

R E A S O N S

- 1) That no reply to the Show Cause notice is filed by O.P.
- 2) That nothing has been shown in support of O.P's occupation into the public premises.
- 3) That no evidence has been laid to support the possession of O.P. as "authorized possession/ occupation".
- 4) That mere occupation into the quarters for a certain period without any authority for such occupation cannot create any right over the property in question.
- 5) That O.P's occupation is unauthorized in all respect and O.P has failed to make out any case in support of his occupation.

By Order of :
**THE ESTATE OFFICER
SYAMA PRASAD MOOKERJEE PORT**

REGISTERED COPY OF THE ORDER



(2)

A copy of the reasoned order No. 11 dated 05-05-2023 is attached hereto which also forms a part of the reasons.

NOW, THEREFORE, in exercise of the powers conferred on me under Sub-Section (1) of Section 5 of the Public Premises (Eviction of Unauthorized Occupants) Act, 1971, I hereby order the said **Shri Biswanath Ghosh Qtrs No 12, Block No.21 at Hide Road Mazdoor Line, P.S.: S.P.P.S, Kolkata-700023** and all persons who may be in occupation of the said premises or any part thereof to vacate the said premises within 15 days of the date of publication of this order. In the event of refusal or failure to comply with this order within the period specified above the said **Shri Biswanath Ghosh Qtrs No 12, Block No.21 at Hide Road Mazdoor Line, P.S.: S.P.P.S, Kolkata-700023** and all other persons concerned are liable to be evicted from the said premises, if need be, by the use of such force as may be necessary.

SCHEDULE

Qtrs.12, Block No.21 at Hide Road Mazdoor Line, P.S: S.P.P.S, Kolkata-700023 is butted and bounded in the manner as follows :

On the North by : Quarter No. 22/1 Hide Road Mazdoor Line;
On the South by : Quarter No.21/1 Hide Road Mazdoor Line.
On the East by : Quarter No.21/11 Hide Road Mazdoor Line.
On the West by : Road

Date-

08 MAY 2023

08 MAY 2023

Syama Prasad Mookerjee
Signature & Seal of the
Estate Officer.

By Order of :
THE ESTATE OFFICER
SYAMA PRASAD MOOKERJEE PORT

CERTIFIED COPY OF THE ORDER
PASSED BY THE ESTATE OFFICER
SYAMA PRASAD MOOKERJEE PORT
[Signature]
Head Assistant
OFFICE OF THE LD. ESTATE OFFICER
SYAMA PRASAD MOOKERJEE PORT



Estate Officer, SYAMA PRASAD MOOKERJEE PORT, KOLKATA

Appointed by the Central Govt. Under Section 3 of the Public Premises (Eviction of Unauthorised Occupants) Act 1971

Proceedings No. 1799/L of 2020, Order Sheet No. 10

BOARD OF TRUSTEES OF SYAMA PRASAD MOOKERJEE PORT, KOLKATA

VS

SURI BISWANATH GHOSE

11
05.05.2023

The File is requisitioned from the department. It has received my attention that in 'Form-B' of the eviction order of the instant Proceeding the Proceeding Number has been inadvertently recorded as '1733/L of 2020' in place of '1799/L of 2020'.

Considered the matter for correction of such Proceeding Number Suo moto. In my view such errors in the 'Form-B' is apparently an inadvertent and typographical one which crept in the said Form subsequently and it deserves to be treated as such.

Under such circumstances, it is therefore directed that henceforth the Proceeding Number shall be read as '1799/L of 2020' in place of '1733/L of 2020' for all material purposes of this proceeding. In the given facts and circumstances, Department is directed to issue the Form once again incorporating the correct proceeding number which forms a part of the reasoned order No.10 dated 03.01.2023 and intimate the parties accordingly.

Department is directed to serve the copy of this Order to both the parties. All concerned are directed to act accordingly.

Pavonia Anon Majumdar
ESTATE OFFICER

By Order of
THE ESTATE OFFICER
SYAMA PRASAD MOOKERJEE PORT

CERTIFIED COPY OF THE ORDER
PASSED BY THE ESTATE OFFICER
SYAMA PRASAD MOOKERJEE PORT

08/05/23
Head Assistant
OFFICE OF THE ESTATE OFFICER