

Estate Officer, Kolkata Port Trust

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

ofc



Proceedings No. 46 of 1999 Order Sheet No. -20-

BOARD OF TRUSTEES OF THE PORT OF KOLKATA

VS

Naresh Nath Mukherjee (Metal) Pvt. Ltd.

25
22.01.2024

Present: Avishek Raut, Resolution Officer (Legal)
For Syama Prasad Mookerjee Port, (SMP) Kolkata

The matter is taken up for hearing on virtual platform. It is seen from record that possession of the subject Public Premises has been taken over by SMP, Kolkata on 30.04.2007 and thereafter, this Forum of Law vide Order No. 14 dated 12.10.2007 ordered O.P. to pay SMP, Kolkata both the rental dues amounting to Rs.73,293.03/- as well as the compensation amounting to Rs.11,30,509.30/- by 31.12.2007. It is also ordered that O.P. is liable to pay simple interest @15% per annum upto 18.09.1996 and thereafter @18% per annum on the above sum (both rental dues and damages) till its final payment in accordance with SMP, Kolkata's Notification published in Calcutta Gazette.

However, it appears from record that the aforesaid Order could not be served to O.P. as O.P. could not be traced even after making several attempts by the Department. Such being the situation, in the previous order no. 23 dated 02.12.2020, SMP, Kolkata was directed to provide alternative address of O.P. on the next date of hearing i.e., 18.12.2020. SMP, Kolkata during the course of hearing on 18.12.2020, submits that they have no other alternative address of O.P., except the recorded address at Savaram Basak Street.

By Order of:
THE ESTATE OFFICER
SYAMA PRASAD MOOKERJEE PORT
CERTIFIED COPY OF THE ORDER
PASSES BY THE ESTATE OFFICER
SYAMA PRASAD MOOKERJEE PORT
11.03.2024
OFFICE OF THE LD. ESTATE OFFICER
SYAMA PRASAD MOOKERJEE PORT

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Estate Officer, Kolkata Port Trust

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

Proceedings No. 346 Of 1999 Order Sheet No. -21-

BOARD OF TRUSTEES OF THE PORT OF KOLKATA

Naresh Nath Mukherjee (Metal) Pvt. Ltd.
vs

25
22-01-2021

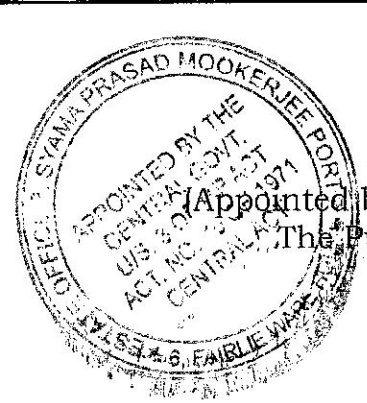
Such being the situation, in the previous Order No. 24 dated 18.12.2020, Department was directed by this Forum of Law to publish in an English Daily News Paper in classified column circulated in the locality as well as in the Website of Syama Prasad Mookerjee Port, Kolkata at the earliest for information of the O.P. and/or any person interested in the subject Public Premises so that O.P. can comply the aforesaid Order. However, it is seen from record that Department has failed to comply my aforesaid earlier Order No. 24 dated 18.12.2020.

In view of this circumstance, Department is directed to publish positively the Notice in an English Daily News Paper in classified column circulated in the locality as well as in the Website of Syama Prasad Mookerjee Port, Kolkata at the earliest for information of the O.P. and/or any person interested in the subject Public Premises so that O.P. can comply the aforesaid Order.

Through this Publication, O.P. is directed by this Forum of Law to comply with the Order No. 14 dated 12.10.2007 wherein O.P. was directed to liquidate the amount hereinabove mentioned to SMP, Kolkata. O.P. is directed to comply the aforesaid order within 15 days from the date of publication failing which SMP, Kolkata is at liberty to execute the order by due process of law.

(SATYABRATA SINHA)
ESTATE OFFICER

By Order of
THE ESTATE OFFICER
SYAMA PRASAD MOOKERJEE PORT
CERTIFIED COPY UNDER
PASSED BY THE ESTATE OFFICER
SYAMA PRASAD MOOKERJEE PORT
14.03.2021
OFFICE OF THE ESTATE OFFICER
SYAMA PRASAD MOOKERJEE PORT



**THE ESTATE OFFICER
SYAMA PRASAD MOOKERJEE PORT, KOLKATA**

(Appointed by the Central Govt. Under Section 3 of Act 40 of 1971- Central Act.)

The Public Premises (Eviction of Unauthorised Occupants) Act 1971

OFFICE OF THE ESTATE OFFICER

(1st Floor of 'Fairlie Warehouse', 6 Fairlie Place)

KOLKATA-700 001

Proceedings No. 346 of 1999

Order no. 25 Dated 22.01.2021

To

M/s. Naresh Nath Mukherjee (Metals) Pvt. Ltd.,

1A & 1B, Sovaram Basak Street,

Calcutta - 700 070

AND Any person/s interested in the property

As mentioned herein

WHEREAS proceedings against M/s. Naresh Nath Mukherjee (Metals) Pvt. Ltd., the O.P. herein, have been initiated u/s 7 of the P.P. Act for adjudication of the prayer of Syama Prasad Mookerjee Port (SMP), Kolkata for order of recovery of rent and damages in respect of Syama Prasad Mookerjee Port's plots being land (two plots of land) measuring 493.97 sq.m. and 573.94 sq.m. (under Plate No.HL-438/5 and Plate No.HL-438/A) situated at Shalimar beside siding no.16, Thana - Shibpore, District - Howrah.

AND WHEREAS, this Forum of Law vide Order No. 14 dated 12.10.2007 ordered O.P. to pay SMP, Kolkata both the rental dues amounting to Rs.73,293.03/- as well as the compensation amounting to Rs.11,30,509.30/- by 31.12.2007. It was also ordered by this Forum of Law that O.P. was liable to pay simple interest @15% per annum upto 18.09.1996 and thereafter @18% per annum on the above sum (both rental dues and damages) till its final payment in accordance with SMP, Kolkata's Notification published in Calcutta Gazette.

AND WHEREAS, Service of the aforesaid Order to M/s. Naresh Nath Mukherjee (Metals) Pvt. Ltd., the O.P. herein could not be effected as O.P. could not be traced even after making several attempts by the Department.

NOW THEREFORE, in exercise of the power conferred upon me, I hereby give notice to all concerned interested in the property under Schedule to comply with the Order No. 14 dated 12.10.2007 and liquidate the amount hereinabove mentioned to Syama Prasad Mookerjee Port, Kolkata, Estate Manager, 4th Floor, Annex Building, 15, Strand Road, Kolkata - 7000001. O.P. is also directed to comply the aforesaid order within 15 days from the date of publication failing which SMP, Kolkata is at liberty to execute the order by due process of law.

Please see on Reverse



SCHEDULE

(Plate No. HL-438/5 & Plate No. HL-438/A under Proceeding No. 346 of 1999)

Plate No. HL-438/5

The piece or parcel of land including Darwans' room and boundary wall measuring 493.97 sq. m. or thereabout is situate at Shalimar beside siding no. 16, Thana – Shibpore, District and Registration District – Howrah. It is bounded on the north by the Trustees' strip of open land reserved as margin of safety alongside Port Trust Railway siding, on the east by the said Trustees' land occupied by M/s. Naresh Nath Mukherjee (Metals) Pvt. Ltd., on the south by the said Trustees' drain alongside their road and on the west by the Trustees' land leased to M/s. Krishna Ch. Nandy & Co.

Trustees' means The Board of Trustees' Syama Prasad Mookerjee Port, Kolkata (Erstwhile Board of Trustees' for the Port of Kolkata).

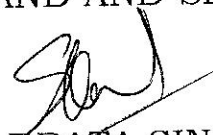
Plate No. HL-438/A

All that the piece or parcel of land measuring 573.94 sq. m. or thereabout is situate at Shalimar beside siding no.16, Thana – Shibpore, District and Registration District – Howrah. It is bounded on the north by the Trustees' strip of open land reserved as margin of safety alongside Port Trust Railway siding, on the east by the Trustees' land leased to Khem Chand Raj Kumar, on the south by the lessors' drain alongside their road and on the west by the Trustees' land occupied by M/s. Naresh Nath Mukherjee (Metals) Pvt. Ltd.

Trustees means The Board of Trustees' Syama Prasad Mookerjee Port, Kolkata (Erstwhile Board of Trustees' for the Port of Kolkata).

Date: 11.03.2021

GIVEN UNDER MY HAND AND SEAL


(SATYABRATA SINHA)
ESTATE OFFICER