

Web-site

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

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

REASONED ORDER NO. 15 DT 04.12.2020.
PROCEEDINGS NO. 1662 OF 2018

BOARD OF TRUSTEES OF THE PORT OF KOLKATA

-Vs-

M/s P.K. Bagla & Co.

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 M/s
P.K. Bagla & Company, 16A, Trailokya Maharaj Road, Kolkata- 700001 is in
unauthorized occupation of the Public Premises specified in the Schedule below:

REASONS

- 1) That O.P has failed and neglected to continue their appearance before this Forum and has failed and neglected to file their reply to the Show Cause Notice/s issued under Section 4 & 7 of the Act, inspite of sufficient chances being given keeping in mind the mandate of the Public Premises Act, 1971 for a speedy and summary disposal of cases.
- 2) That O.P has violated the condition of tenancy under monthly term lease as granted by the Port Authority by way of not making payment of rental dues to KoPT, erecting unauthorised construction, encroaching upon KoPT's khas land and parting of possession of the property to rank outsider/s without any authority of law.
- 3) That O.P. has failed and neglected to make out any case in support of their occupation as "authorised occupation", inspite of sufficient chances.
- 4) That O.P. has failed to bear any witness or adduce any evidence in support of their occupation as "authorised occupation", inspite of sufficient chances.
- 5) That the notice to quit dated 11.07.2014 as served upon O.P by the Port Authority is valid, lawful and binding upon the parties. The O.P's occupation, and that of any other occupant of the premises, has become unauthorised in view of Section 2(g) of the P.P Act.
- 6) That O.P is liable to pay damages for wrongful use and occupation of the Public Premises upto the date of handing over of clear, vacant and unencumbered possession to the Port Authority.

Sud

Please see on reverse

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A copy of the reasoned order No. 15 dated 04-12-2020 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 **M/s P.K. Bagla & Company, 16A, Trailokya Maharaj Road, Kolkata- 700001** 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 **M/s P.K. Bagla & Company, 16A, Trailokya Maharaj Road, Kolkata- 700001** 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

Plate No- SB 297/A

Land msg.302.307 Sq.mts. on the North side of Cross Road No. 14 at Nimtollah, in the Presidency town of Kolkata under Plate no SB 297/A. It is bounded On the North partly by the Trustees' land occupied by Bhagwan Das Bagla Rai Bahadur and partly by Trustees' land occupied by K.D. Chopra & Co., On the South by Cross Road No. 14, On the East by Trustees' land occupied by Meghraj Brijmohan and On the West by the Trustees' land occupied by A.K. Ghosh.

Trustee's means the Syama Prasad Mookerjee Port, Kolkata (erstwhile the Board of Trustees for the Port of Kolkata.)

Dated: 07.12.2020



Signature & Seal of the
Estate Officer.

COPY FORWARDED TO THE ESTATE MANAGER/CHIEF LAW OFFICER, SYAMA PRASAD MOOKERJEE PORT, KOLKATA FOR INFORMATION.

**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 Unauthorised Occupants) Act 1971
OFFICE OF THE ESTATE OFFICER
6, Fairlie Place (1st FLOOR) KOLKATA-700001

Form " E "

PROCEEDINGS NO.1662/R of 2018
ORDER NO. 15 DATED: 14.12.2020

Form of order under Sub-section (1) and (2A) of Section 7 of the Public Premises (Eviction of Unauthorised Occupants) Act,1971

To
**M/s P.K. Bagla & Company,
16A, Trailokya Maharaj Road,
Kolkata- 700001**

J 14.12.2020

WHEREAS you are in occupation of the public premises described in the Schedule below. (Please see on reverse).

AND WHEREAS, by written notice dated 21.02.2019 (Vide Order No 6 dated 11.02.2019) you were called upon to show cause on/or before 14.03.2019 why an order requiring you to pay a sum of Rs. 18,51,122/- (Rupees Eighteen Lakhs Fifty One Thousand One Hundred Twenty Two only) being the rent payable together with compound interest in respect of the said premises should not be made;

And whereas I have considered your objection and/or the evidence produced by you.

NOW, THEREFORE, in exercise of the powers conferred by sub-section (1) of Section 7 of the Public Premises (Eviction of Unauthorised Occupants) Act 1971, I hereby require you to pay the sum of Rs. 18,51,122/- (Rupees Eighteen Lakhs Fifty One Thousand One Hundred Twenty Two only) for the period 1st June, 2008 to 31st August, 2014 (both day inclusive) to Kolkata Port Trust by 18-12-2020.

Smt

PLEASE SEE ON REVERSE

In exercise of the powers conferred by Sub-section (2A) of Section 7 of the said Act, I also hereby require you to pay compound interest at the rate of @ 6.20 % per annum [which is the current rate of interest as per the Interest Act, 1978 (as gathered from the official website of the State Bank of India)] per annum till it's liquidation of the same from the date of incurrence of liability in accordance with the notification of KoPT issued under Authority of Law as per adjustments of payments made so far by O.P. as per KoPT's books of accounts.

In case the said sum is not paid within the said period or in the said manner, it will be recovered as arrear of land revenue through the Collector.

SCHEDULE

Plate No- SB 297/A

Land msg.302.307 Sq.mts. on the North side of Cross Road No. 14 at Nimtollah, in the Presidency town of Kolkata under Plate no SB 297/A. It is bounded On the North partly by the Trustees' land occupied by Bhagwan Das Bagla Rai Bahadur and partly by Trustees' land occupied by K.D. Chopra & Co., On the South by Cross Road No. 14, On the East by Trustees' land occupied by Meghraj Brijmohan and On the West by the Trustees' land occupied by A.K. Ghosh.

Trustee's means the Syama Prasad Mookerjee Port, Kolkata (erstwhile the Board of Trustees for the Port of Kolkata.)



Dated: 07.12.2020.

Signature and seal of the
Estate Officer

✓ 08.12.2020

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

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

REASONED ORDER NO. 15 DT 04.12.2020.
PROCEEDINGS NO. 1662/D OF 2018

Form "G"

Form of order under Sub-section (2) and (2A) of Section 7 of the Public
Premises (Eviction of Unauthorised Occupants) Act, 1971

To
**M/s P.K. Bagla & Company,
16A, Trailokya Maharaj Road,
Kolkata- 700001**

J 08-12-2020

Whereas I, the undersigned, am satisfied that you were in unauthorised
occupation of the public premises mentioned in the Schedule below:

And whereas by written notice dated 21.02.2019 you were called upon
to show- cause on/or before 14.03.2019 why an order requiring you to pay a
sum of being damages payable together with compound interest for
unauthorised use and occupation of the said premises, should not be made.

And whereas I have considered your objection and/or the evidence
produced by you.

Now, therefore, in exercise of the powers conferred on me by Sub-section
(2) of Section 7 of the Public Premises (Eviction of Unauthorised Occupants)
Act 1971, I hereby order you to pay the sum of Rs. 20,73,988.12 (Rupees
Twenty Lakh Seventy Three Thousand Nine Hundred Eighty Eight and paise
Twelve only) for the period from 1st September, 2014 to 31st May, 2018
assessed by me as damages on account of your unauthorised occupation of the
premises to Kolkata Port Trust, by 18.12.2020.

In exercise of the powers conferred by Sub-section (2A) of Section 7 of
the said Act, I also hereby require you to pay compound interest @ 6.20 % per
annum, which is the current rate of interest as per the Interest Act, 1978 (as
gathered from the official website of the State Bank of India) on the above sum
with effect from the date of incurrance of liability, till its final payment in
accordance with Notification Published in Official Gazette/s.

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Please see on reverse

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A copy of the reasoned order no. 15 dated 04.12.2020 is attached hereto.

In the event of your refusal or failure to pay the damages within the said period or in the manner aforesaid, the amount will be recovered as an arrear of land revenue.

SCHEDULE

Land msg.302.307 Sq.mts. on the North side of Cross Road No. 14 at Nimtollah, in the Presidency town of Kolkata under Plate no SB 297/A. It is bounded On the North partly by the Trustees' land occupied by Bhagwan Das Bagla Rai Bahadur and partly by Trustees' land occupied by K.D. Chopra & Co., On the South by Cross Road No. 14, On the East by Trustees' land occupied by Meghraj Brijmohan and On the West by the Trustees' land occupied by A.K. Ghosh.

Trustee's means the Syama Prasad Mookerjee Port, Kolkata (erstwhile the Board of Trustees for the Port of Kolkata.)

Dated: 07-12-2020



**Signature and seal of the
Estate Officer.**

COPY FORWARDED TO THE ESTATE MANAGER/CHIEF LAW OFFICER, SYAMA PRASAD MOOKERJEE PORT, KOLKATA (erstwhile KOLKATA PORT TRUST) FOR INFORMATION.

03.12.2020

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. 1662, 1662/R & 1662/D Of 2018 Order Sheet No. 15

BOARD OF TRUSTEES OF THE PORT OF KOLKATA

VS
M/s. P.K. Bagla & Company

FINAL ORDER

The instant proceedings nos. 1662, 1662/R and 1662/D of 2018 arises out of the application bearing No. Lnd.14/35/16/838 dated 31.05.2016 filed by the **Syama Prasad Mookerjee Port, Kolkata** (earstwhile Kolkata Port Trust), hereinafter referred to as '**KoPT**' on 04.08.2016, praying for an order of eviction and Recovery of rents/damages/mesne Profit/compensation/other charges etc. along with accrued interest against M/s P.K. Bagla & Co, the '**O.P.**' herein, under the relevant provisions of The Public Premises (Eviction of Unauthorized Occupants) Act, 1971 (hereinafter referred to as '**the Act**').

It is the case of KoPT that the Opposite Party (O.P.) came into occupation of the port property measuring 302.307 sqm situated at the north side of Cross Road No 14 at Nimtollah, having Occupation No. SB 297/A morefully described in Schedule 'A' of the said KoPT's application as a monthly lessee, defaulted in making payment of rent and taxes etc., erected unauthorized structures on the demised land, encroached upon KoPT's khas land and unauthorisedly parted with the possession of the premises to rank outsiders without prior approval under the terms of tenancy.

It is the case of KoPT that O.P. was asked to vacate the premises in terms of the Quit Notice dated 11.07.2014, served as per statute upon O.P. by registered post with acknowledgement due requesting O.P. to quit, vacate and deliver up the vacant and peaceful possession of the premises on 31.08.2014. It is the case of KoPT that another copy of the notice was personally served upon O.P. by KoPT's Land Inspector with due acknowledgement from O.P. It is further the case of KoPT that inspite of the said Ejectment Notice, the O.P. failed and neglected to quit, vacate and deliver up vacant and peaceful possession of the

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04.12.2020

J 03.12.2020

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. 1662, 1662/R & 1662/D Of 2018 Order Sheet No. 16

BOARD OF TRUSTEES OF THE PORT OF KOLKATA

VS

M/s. P.K. Bagla & Company.

15
04.12.2020.

15
08.12.2020.

said premises on 31.08.2014 and failed and neglected to hand over the public premises to KoPT. KoPT has made out a case that O.P. has no right to occupy the premises after the termination of the lease in question upon service of a quit notice dated 11.07.2014.

Considering the submission and materials on record as submitted by KoPT, Notice/s to Show Cause, all dated 21.02.2019 (vide Order No 06 dated 11.02.2019) u/s 4 and 7 of the Act, were issued to the O.P. as to why an order of eviction and an order requiring to pay arrear rent together with compound interest, mesne profit etc should not be made against the O.P.. The O.P. was also called upon to appear before this forum in person or through their duly authorized representative capable to answer all material questions connected with the matter along with evidence which the O.P. intends to produce in support of his case. The said Show Cause Notice/s dated 21.02.2019 alongwith a copy of the Order No 06 dated 11.02.2019 was served upon the recorded address of O.P. under acknowledgement on 05.03.2019. It appears from the report of the Process Server of this Forum dated 05.03.2019 that copy of the said Notice/s were affixed upon the subject premises on 05.03.2019 as per the statutory mandate of the Act.

On 14.03.2019 that is the day fixed for filing reply to the Notice/s for Show Cause, appearance of O.P. alongwith the evidence which the O.P. might intend to produce in support of the Cause Shown, the matter could not be taken up for hearing as the undersigned was engaged with other official work and hence the date for showing cause by O.P. was re-fixed on 18.03.2019. As per the extant procedure followed by this Forum, a 'Hearing Notice' fixing the next date of hearing on 18.03.2019 was signed by the appearing parties on 14.03.2019. On the next occasion that is on 18.03.2019, the representative of KoPT as well as one Sri

Sund

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. 1662, 1662/R 1662/D Of 2018 Order Sheet No. 17

BOARD OF TRUSTEES OF THE PORT OF KOLKATA

VS
M/s. P. K. Bagla & Company.

15
04.12.2020

J 08-12-2020

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Krishna Kumar Das, Ld. Advocate for one Sri Nirad Kant Bagla, expressing himself as a partner of M/s P.K. Bagla & Co., appeared before this Forum. A petition seeking adjournment was preferred by the Ld. Advocate on the ground of indisposition. Considering the submission, the matter was adjourned to 04.04.2019 and accordingly a 'Hearing Notice' noting the next date of hearing was signed by the appearing parties. It appears that a copy of PAN Card of P.K. Bagla & Co (O.P. herein) and copies of Aadhaar Card and PAN Card of said Sri Nirad Kant Bagla were filed before the Forum on 18.03.2019. The matter could not be taken up for hearing on 04.04.2019 and thereafter on 11.04.2019 due to the engagement of the undersigned with other official works. After that, the matter was taken up for hearing on 18.04.2019, 29.04.2019 and thereafter on 09.05.2019, when one Sri Animesh Manna appeared before this Forum expressing himself as the staff of the O.P. and prayed for time for filing reply to the Show Cause Notice/s. Following the principles of Natural Justice keeping in mind the mandate of Public Premises Act for speedy and summary disposal of cases, O.P. was given a last opportunity for filing of the said reply, copy of partnership deed etc. and the next date was fixed on 16.05.2019. A 'Hearing Notice' mentioning the next date was accordingly signed by the appearing parties. Finally on 16.05.2019, as none appeared on behalf of O.P., the matter was reserved for passing the Final Order. However, O.P. was given the liberty to file reply to the Show Cause within 20 days from passing of the Order. It appears from records that no reply/ comment/ document have been filed by O.P. in compliance of the Order till date. The O.P. has chosen not to continue their appearance before this Forum either in person or through authorized representative to defend their case and to disprove the allegation/s levelled by KoPT Authority. In my view, ample opportunities were given to the O.P. to appear before this forum and to make their submissions keeping in mind the directive/s of the Public Premises Act

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. 1662, 1662/R & 1662/D Of 2018 Order Sheet No. 18

BOARD OF TRUSTEES OF THE PORT OF KOLKATA

VS
M/S. P. K. Bagla & Company.

15
04.12.2020.

J. 08-12-2020.

for speedy and summary disposal of cases, but the O.P. failed to avail that opportunity.

I have carefully gone through the submissions of KoPT. Regarding non-payment of dues, KoPT has drawn my attention to their several communications such as communications dated 27.05.2008, 15.01.2009, 17.03.2009 to O.P. requesting O.P. to clear the outstanding amount.

The Quit Notice dated 11.07.2014 also clearly mentions about the non-payment of rental dues by the O.P, apart from encroachment, unauthorised construction and unauthorised parting with possession. I have not come across any document where the O.P. has controverted such allegations at any point of time. During course of hearing, the Port Authority has placed on record the computerised statement of accounts maintained in official course of business, which shows substantial amounts due from the O.P. I have nothing to disbelieve these statements, in the facts and circumstances of the case.

It appears from records that the letters dated 17.05.2011, 15.06.2012 issued by KoPT that request had been made to the O.P. to remedy the breaches of unauthorised parting of possession, unauthorised construction, encroachment etc. However, as evident from the Quit Notice dated 11.07.2014, the O.P. paid no heed and failed to remedy the breaches.

Upon consideration of the facts as aforesaid, I think that the breaches as claimed by the KoPT are very much established against the O.P. and consequently I have no hesitation to hold that the Notice to Quit dated 11.07.2014 had been validly issued and served on the O.P. and the same is binding on the parties.

Sud

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. 1662, 1662/R # 1662/D Of 2018 Order Sheet No. 19

BOARD OF TRUSTEES OF THE PORT OF KOLKATA

VS

M/S. P-K. Bagla & Company.

15
04-12-2020

J 08-12-2020

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In view of the circumstances, as there is no reply to the Show Cause Notice/s under Section 4 or 7 of the Act, either on behalf of O.P or on behalf of any other person/s interested in the property in question, inspite of sufficient chances, I am left with no other alternative but to issue the Order of Eviction against O.P., as prayed for on behalf of KoPT, on the following grounds/reasons:-

- 1) That O.P has failed and neglected to continue their appearance before this Forum and has failed and neglected to file their reply to the Show Cause Notice/s issued under Section 4 & 7 of the Act, inspite of sufficient chances being given keeping in mind the mandate of the Public Premises Act, 1971 for a speedy and summary disposal of cases.
- 2) That O.P has violated the condition of tenancy under monthly term lease as granted by the Port Authority by way of not making payment of rental dues to KoPT, erecting unauthorised construction, encroaching upon KoPT's khas land and parting of possession of the property to rank outsider/s without any authority of law.
- 3) That O.P. has failed and neglected to make out any case in support of their occupation as "authorised occupation", inspite of sufficient chances.
- 4) That O.P. has failed to bear any witness or adduce any evidence in support of their occupation as "authorised occupation", inspite of sufficient chances.
- 5) That the notice to quit dated 11.07.2014 as served upon O.P by the Port Authority is valid, lawful and binding upon the parties. The O.P's occupation, and that of any other occupant of the premises, has become unauthorised in view of Section 2(g) of the P.P Act.

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. 1662, 1662/R 1662/D Of 2018 Order Sheet No. 20

BOARD OF TRUSTEES OF THE PORT OF KOLKATA

VS
M/s. P.K. Bagla & company.

15
04.12.2020.

15
04.12.2020.

6) That O.P is liable to pay damages for wrongful use and occupation of the Public Premises upto the date of handing over of clear, vacant and unencumbered possession to the Port Authority.

ACCORDINGLY, Department is directed to draw up formal order of eviction u/s. 5 of the Act as per Rule made there under, giving 15 days' time to O.P. and any person/s whoever may be in occupation to vacate the premises. I make it clear that all person/s, whoever may be in occupation, are liable to be evicted by this order and the Port Authority is entitled to claim damages for unauthorized use and enjoyment of the property against O.P., in accordance with the Law upto the date of recovery of possession of the same. KoPT is directed to submit a comprehensive status report of the Public Premises in question on inspection of the property after expiry of the 15 days as aforesaid, so that necessary action can be taken for execution of the order of eviction u/s 5 of the Act, as per Rule made under the Act.

It is my considered view that a sum of Rs. 18,51,122/- (Rupees Eighteen Lakhs Fifty One Thousand One Hundred Twenty Two only) for the period 1st June, 2008 to 31st August, 2014 (both days inclusive) is due and recoverable from O.P. by the Port Authority on account of rental dues and O.P. must have to pay the rental dues to KoPT on or before 18.12.2020. The said rental dues shall attract compound interest @ 6.20 % per annum, which is the current rate of interest as per the Interest Act, 1978 (as gathered from the official website of the State Bank of India) from the date of incurrence of liability, till the liquidation of the same, as per the adjustment of payments, if any made so far by O.P., in terms of KoPT's books of accounts. I sign the formal orders u/s 7 of the Act.

Sd/-

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. 1662, 1662/R & 1662/D Of 2018 Order Sheet No. 21

BOARD OF TRUSTEES OF THE PORT OF KOLKATA

M/s. P. K. Bagla & Company **VS**

15
04-12-2020

J 08-12-2020

I must state that KoPT's total claim against O.P. on account of charges for compensation for wrongful use and enjoyment of the property for Rs. 20,73,988.12 (Rupees Twenty Lakh Seventy Three Thousand Nine Hundred Eighty Eight and paise Twelve only) from 1st September, 2014 till 31st May, 2018 has received my due attention and I am satisfied that Port Authority has made out an arguable claim based on sound reasoning regarding the damages/compensation/ mesne profit to be paid for unauthorised occupation. As such, I must say that Rs. Rs. 20,73,988.12 (Rupees Twenty Lakh Seventy Three Thousand Nine Hundred Eighty Eight and paise Twelve only) as claimed by the Port Authority as damages/compensation/ mesne profit, is correctly payable by O.P. for the period 1st September, 2014 till 31st May, 2018 (both days inclusive) and it is hereby ordered that O.P. shall also make payment of the aforesaid sum to KoPT by 18-12-2020. The said damages shall attract compound interest @ 6.20 % per annum, which is the current rate of interest as per the Interest Act, 1978 (as gathered from the official website of the State Bank of India) from the date of incurrance of liability, till the liquidation of the same, as per the adjustment of payments, if any made so far by O.P., in terms of KoPT's books of accounts. I sign the formal orders u/s 7 of the Act.

I make it clear that KoPT is entitled to claim damages against O.P. for unauthorized use and occupation of the public premises right upto the date of recovery of clear, vacant and unencumbered possession of the same in accordance with Law, and as such the liability of O.P. to pay damages extends beyond 31st May, 2018 as well, as the possession of the premises is still lying unauthorisedly with the O.P. KoPT is directed to submit a statement comprising details of its calculation of damages after 31st May, 2018, indicating there-in, the details of the rate of such charges, and the period of the damages (i.e. till the date of taking

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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. 1662, 1662/R # 1662/D Of 2018 Order Sheet No. 22

BOARD OF TRUSTEES OF THE PORT OF KOLKATA

VS
M/s. P.K. Bagla & Company.

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04.12.2020.

over of possession) together with the basis on which such charges are claimed against O.P., for my consideration for the purpose of assessment of such damages as per Rule made under the Act.

I make it clear that in the event of failure on the part of O.P. to comply with this Order, the Port Authority is entitled to proceed further for execution of this Order in accordance with law.

All concerned are directed to act accordingly.

GIVEN UNDER MY HAND AND SEAL



(S.Mitra)

ESTATE OFFICER

*** ALL EXHIBITS AND DOCUMENTS
ARE REQUIRED TO BE TAKEN BACK
WITHIN ONE MONTH FROM THE DATE
OF PASSING OF THIS ORDER ***

2 08.12.2020.