

**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. 72 DT 25.02.2021
PROCEEDINGS NO. 162/D OF 1993

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. Grand Smithy Works,
1, Girish Ghosh Road,
P.O. Belurmah, Dist. Howrah
Pin - 711202
AND ALSO
11, Government Place East,
Kolkata-700 001.

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

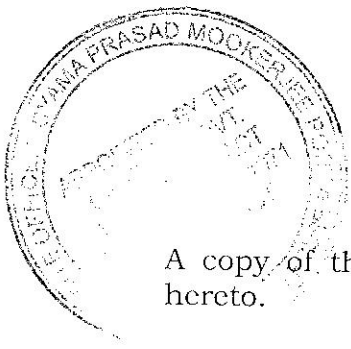
And whereas by written notice dated 07.10.2020 you were called upon to show- cause on/or before 14.10.2020 why an order requiring you to pay a sum of Rs. 2,46,65,765.00 (Rupees Two Crores Forty Six Lakhs Sixty Five Thousand Seven Hundred Sixty Five only) being damages payable together with compound interest for unauthorised use and occupation of the said premises, should not be made.

And whereas you have not made any objections or produced any evidence before the said date;

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. 2,46,65,765.00 (Rupees Two Crores Forty Six Lakhs Sixty Five Thousand Seven Hundred Sixty Five only) for the period from 01.04.1988 to 21.03.2018 assessed by me as damages on account of your unauthorised occupation of the premises to Kolkata Port Trust, by 25.02.2021.

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 by me 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.

Please see on reverse



:2:

A copy of the reasoned order no. 72 dated 08.02.2021 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

Plate no - GR 43/2

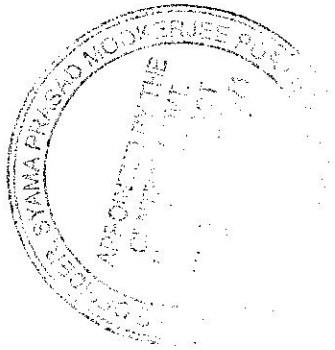
Piece or parcel of land measuring 2149.68 Sq.m or thereabouts is situate at Garvel siding, Thana South Port Police Station, Calcutta, District 24-Parganas. It is bounded on the north by the Trustees' land on the east by the Trustees' land partly open and partly occupied by M/s. Grand Smithy Works, on the south by the Trustees' land occupied by M/s. Grand Smithy Works and on the west by the Trustees' drain.

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

Dated: 08.02.2021

Signature and seal of the
Estate Officer.

COPY FORWARDED TO THE ESTATE MANAGER, KOLKATA PORT TRUST FOR INFORMATION.



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Pin - 711202

AND ALSO

11, Government Place East,
Kolkata-700 001.

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 07.10.2020 you were called upon to show- cause on/or before 14.10.2020 why an order requiring you to pay a sum of Rs. 3,29,43,747.00 (Rupees Three Crores Twenty Nine Lakhs Forty Three Thousand Seven Hundred Forty Seven only) being damages payable together with compound interest for unauthorised use and occupation of the said premises, should not be made.

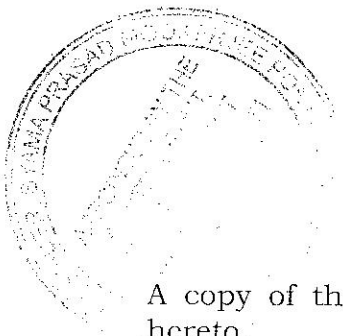
And whereas you have not made any objections or produced any evidence before the said date;

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. 3,29,43,747.00 (Rupees Three Crores Twenty Nine Lakhs Forty Three Thousand Seven Hundred Forty Seven only) for the period from 01.04.1988 to 30.09.2020 assessed by me as damages on account of your unauthorised occupation of the premises to Kolkata Port Trust, by

25.02.2021.

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 by me 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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A copy of the reasoned order no. 72 dated 08.02.2021 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

Plate no - GR 43/4

Piece or parcel of land measuring 2127.200 Sq.m or thereabouts is situate at Garvel siding, Thana South Port Police Station, Calcutta, District 24-Parganas. It is bounded on the north by the Trustees' leased to M/s. Lee & Muirhead (India) Pvt. Ltd and on the east by the Trustees' land reserved as Railway Margin of Safety, on the south by the Trustees' land occupied by M/s. Armen Georage & Co. Pvt. Ltd. and on the west by the Trustees' Roadway.

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

Dated: 08.02.2021

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

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REASONED ORDER NO. 72 DT 08.02.2021
PROCEEDINGS NO. 164/D OF 1993

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. Grand Smithy Works,
1, Girish Ghosh Road,
P.O. Belurmath, Dist. Howrah
Pin - 711202

AND ALSO

11, Government Place East,
Kolkata-700 001.

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 07.10.2020 you were called upon to show- cause on/or before 14.10.2020 why an order requiring you to pay a sum of Rs. 42,51,934.00 (Rupees Forty Two Lakhs Fifty One Thousand Nine Hundred Thirty Four only) being damages payable together with compound interest for unauthorised use and occupation of the said premises, should not be made.

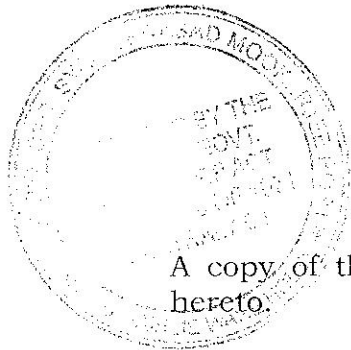
And whereas you have not made any objections or produced any evidence before the said date;

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. 42,51,934.00 (Rupees Forty Two Lakhs Fifty One Thousand Nine Hundred Thirty Four only) for the period from 01.04.1988 to 30.09.2020 assessed by me as damages on account of your unauthorised occupation of the premises to Kolkata Port Trust, by

25-02-2021.

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 by me 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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A copy of the reasoned order no. 72 dated 08.02.2021 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

Plate no - GR 43/6

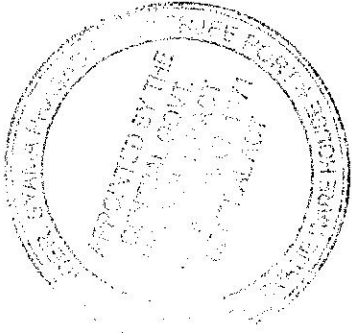
Piece or parcel of land measuring 259.757 Sq.m or thereabouts is situate at Garvel siding, Thana South Port Police Station, Calcutta, District 24-Parganas. It is bounded on the north by the Trustees' land occupied by M/s. Verma & Co. on the east by the Trustees' strip of open land reserved as Railway Margin of Safety alongside their Railway siding, on the south by the Trustees' land occupied by M/s. Grand Smithy Works and on the west by the Trustees' Roadway.

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

Dated: 08.02.2021

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

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REASONED ORDER NO. 72 DT 08.02.2021
PROCEEDINGS NO. 165/D OF 1993

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. Grand Smithy Works,
1, Girish Ghosh Road,
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Pin - 711202
AND ALSO
11, Government Place East,
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Whereas I, the undersigned, am satisfied that you were in unauthorised occupation of the public premises mentioned in the Schedule below:

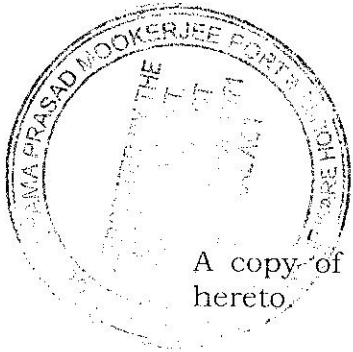
And whereas by written notice dated 07.10.2020 you were called upon to show- cause on/ or before 14.10.2020 why an order requiring you to pay a sum of Rs. 19,33,440.00 (Rupees Nineteen Lakhs Thirty Three Thousand Four Hundred Forty only) being damages payable together with compound interest for unauthorised use and occupation of the said premises, should not be made.

And whereas you have not made any objections or produced any evidence before the said date;

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. 19,33,440.00 (Rupees Nineteen Lakhs Thirty Three Thousand Four Hundred Forty only) for the period from 01.04.1988 to 21.03.2018 assessed by me as damages on account of your unauthorised occupation of the premises to Kolkata Port Trust, by 25.02.2021.

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 by me 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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SCHEDULE

Plate no - GR 43/3

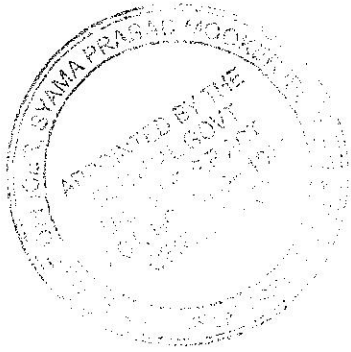
Piece or parcel of land measuring 192.77 Sq.m or thereabouts is situate at Garvel siding, Thana South Port Police Station, Calcutta, District 24-Parganas. It is bounded on the north and east by the Trustees' land occupied by M/s. Grand Smithy Works, on the south by the Trustees' land partly reserved as Railway Margin of Safety and partly licensed to by M/s. Lee & Muirhead (India) Pvt. Ltd. and on the west by the Trustees' drain.

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Dated: 08.02.2021

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

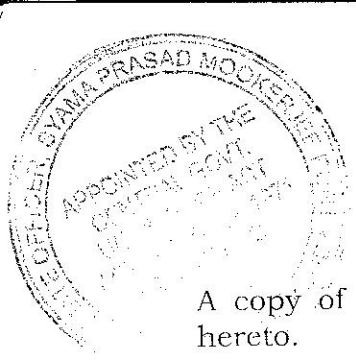
And whereas by written notice dated 07.10.2020 you were called upon to show- cause on/or before 14.10.2020 why an order requiring you to pay a sum of Rs. 83,90,197.00 (Rupees Eighty Three Lakhs Ninety Thousand One Hundred Ninety Seven only) being damages payable together with compound interest for unauthorised use and occupation of the said premises, should not be made.

And whereas you have not made any objections or produced any evidence before the said date;

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. 83,90,197.00 (Rupees Eighty Three Lakhs Ninety Thousand One Hundred Ninety Seven only) for the period from 01.04.1988 to 21.03.2018 assessed by me as damages on account of your unauthorised occupation of the premises to Kolkata Port Trust, by 25.02.2021.

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 by me 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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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

Plate no - GR 43/1

Picce or parcel of land measuring 961.55 Sq.m or thereabouts is situate at Garvel siding, Thana South Port Police Station, Calcutta, District 24-Parganas. It is bounded on the north by the Trustees' land occupied by M/s. Grand Smithy Works, on the east and west partly by the Trustees' open land reserved as margin of safety alongside Railway siding and partly by the land occupied by Grand Smithy Works and on the south by the Trustees' land occupied by Grand Smithy Works.

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

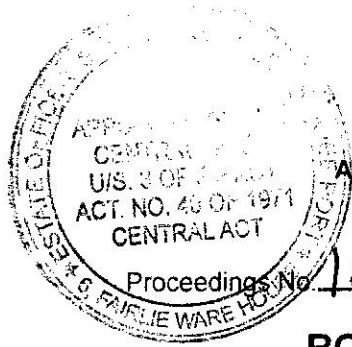
Dated: 08.02.2021

Signature and seal of the
Estate Officer.

COPY FORWARDED TO THE ESTATE MANAGER, KOLKATA PORT TRUST FOR INFORMATION.

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.

162/D, 163/D, 164/D, 165/D

Of

1993

Order Sheet No.

72

BOARD OF TRUSTEES OF THE PORT OF KOLKATA

M/s Grand Smithy Works ^{VS}

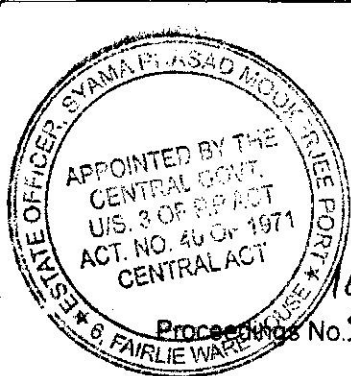
72

08.02.2021

FINAL ORDER

The instant proceeding No 162/D, 163/D, 164/D, 165/D, 166/D of 1993 arises out of the application bearing No. Lnd. Lnd 4104/4/14/VII/20/2092 dated 05.10.2020 filed by **Syama Prasad Mookerjee Port**, Kolkata [erstwhile Kolkata Port Trust, hereinafter referred to as '**KoPT**'], the applicant herein, under the provisions of the Public Premises (Eviction of Unauthorised Occupants) Act, 1971 (hereinafter referred to as '**the Act**') praying for an order of compensation/damages and other charges etc. along with accrued interest in respect of the subject Public Premises, against **M/s Grand Smithy Works** (now known as M/s Grand Smithy Worlds LLP and hereinafter referred to as **O.P.**).

The fact of the case in a nutshell is that the Final Order of eviction dated 02.11.2005 was passed by this Forum against the unauthorised occupant **M/s Grand Smithy Works** for 5 (five) no of occupations being occupation plate nos GR/1 (measuring about 961.55 sqm), GR/2 (measuring about 2149.68 sqm), GR/3 (measuring about 192.77 sqm), GR/4 (measuring about 2127.200 sqm) and GR/6 (measuring about 259.757 sqm). Thereafter, P.P. Appeal 06 of 2005 was preferred by the O.P., which was eventually got dismissed on 27.11.2006. Thereafter, in terms of the provisions the Public Premises Act, an 'Authorised Officer' was appointed by this Forum to take over possession of the subject occupations from the unauthorised occupant. Further, an order directing the Police Authorities was passed by this Forum on 22.03.2018, requiring assistance of the concerned Police Station (West Port Police Station) for removing the unauthorised occupants from the said premises. In the meantime, M/s Grand Smithy Worlds LLP has preferred a Writ Petition being W.P. No 9988 (W) of 2018 [M/s Grand Smithy Worlds LLP LLP & Ors Vs the Board of Trustees for the Port of Kolkata & Ors] before the



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. 162/D, 163/D, 164/D Of 1993 Order Sheet No. 74
165/D, 166/D

BOARD OF TRUSTEES OF THE PORT OF KOLKATA

M/S Grand Smithy ^{VS} Works

72

08.02.2021

Hon'ble Calcutta High Court, which was disposed of by the Hon'ble Court vide order dated 21.02.2019. The relevant portion of the Order is quoted below:

".....(a) KoPT is directed to intimate the petitioners the total amount due and payable by them towards occupational charges, compensation and damages along with interest, if any, within a period of two weeks from date;

(b) the petitioners shall pay the said amount to KoPT within two weeks thereafter;

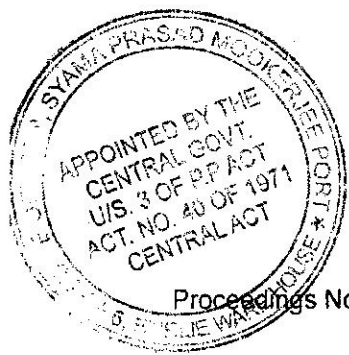
(c) in the event such payment is made by the petitioners within the time stipulated above, KoPT will allow the petitioners to continue in possession of the said plots of land till a fresh tender-cum-auction process is initiated in respect of the said plots of land;

(d) KoPT shall allow the petitioners to participate in the said tender-cum-auction process and the petitioners would also be entitled to the first right of refusal;

(e) The petitioners shall continue to pay the present occupational charges to KoPT till the fresh tender-cum-auction process in respect of the said plots of land is initiated....."

Being aggrieved and dissatisfied with the said order dated 21.02.2019, KoPT has preferred an appeal being FMA No 545 of 2020 (MAT No 857 of 2019 with CAN No 6959 of 2019 with CAN No 6957 of 2019) before the Hon'ble Division Bench of the Calcutta High Court and the Hon'ble Division Bench was pleased to dispose of the said Appeal vide Order dated 24.02.2020 with the following direction/s:

".....The private respondents must remove themselves, their men and machinery from the public premises in question in Taratala within a period of a fortnight from date. Not even a screwdriver or a screw of the private respondents' ownership should be left on the property at the end of two weeks from



Estate Officer, Kolkata Port Trust

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Proceedings No.

162/D, 163/D, 164/D, 165/D, 166/D

Of

1993

Order Sheet No.

75

BOARD OF TRUSTEES OF THE PORT OF KOLKATA

M/S Grand Smithy Works ^{VS}

72
08.02.2021

date. The Port will be entitled to throw away any property of the private respondents if left behind at the end of two weeks and the costs and charges therefor would be payable by the private respondent for leaving the place tardy. The auction will be conducted within a period of two months from the date of the private respondents removing themselves and their assets and properties from the premises in question. Adequate advertisements should be published for the sale or auction of the property. The private respondents and the other participants at the auction should have sufficient notice of the date and time fixed for the auction.

In the event the private respondents come out successful in the auction process, the Port will ensure that possession of the premises is made over to the private respondents within a week of the conclusion of the auction and even before other formalities may be completed, except receiving the entire consideration promised at the auction. The judgment and order impugned dated February 21, 2019 are modified to such extent. It goes without saying that the participation of the private respondents at the relevant auction will be subject to the private respondents having cleared all dues in terms of the order passed by the Estate Officer under the Act of 1971 and subsequent occupation charges, if any. The Port should furnish the calculations of the amount that may be due and owing from the private respondents to the Port in terms of the order passed by the Estate Officer and the further occupation charges till the private respondents vacate the premises in question. FMA 545 of 2020 along with CAN 6957 of 2019 stand disposed of....."

Thereafter, KoPT vide application dated 02.06.2020 and the Authorised Officer vide application dated 09.06.2020, intimated this Forum that out of the 5 (five) no of occupations of the present proceedings, the possession of 3 (three) occupations bearing no GR 43/1, GR 43/2 and GR 43/3 have been recovered by the Authorised Officer from



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

Proceedings No. 162/D, 163/D, 164/D Of 1993 Order Sheet No. 76
165/D, 166/D

BOARD OF TRUSTEES OF THE PORT OF KOLKATA

M/s Grand Smithy Worlds ^{VS}

72
08.02.2021

the men and agents of the O.P. (M/s Grand Smithy Worlds LLP) on March, 2018. It is also intimated that the possession of the rest occupations being occupation nos GR 43/4 and GR 43/6 have been found to be with one Shri Srikant Yadav, rank outsider to KoPT's properties.

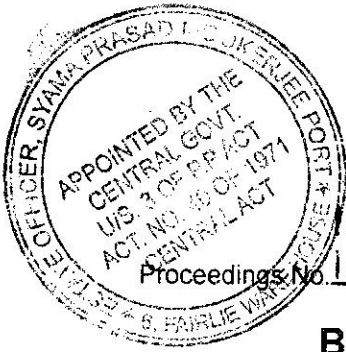
I have carefully perused the afore-mentioned Orders passed by the Hon'ble Calcutta High court. I have also considered the applications filed by KoPT and the Authorised Officer in the light of the provisions of the Public Premises (Eviction of Unauthorised Occupants) Act, 1971. It is very much apparent that the Hon'ble Calcutta High Court vide the said Order dated 24.02.2020, was pleased to pass directions, inter alia, upon the private respondent M/s Grand Smithy Worlds LLP for vacation of the premises in question and the steps to be taken thereafter for the purpose of Auction of the premises.

I also find that there is a clear directive upon KoPT to furnish the calculations of the amount that may be due and owing from O.P. to the KoPT, in terms of the order passed by this Forum, after assessment of the damages/ mesne profit/ compensation which the O.P. is liable to pay to KoPT for their occupation into the Port premises in question.

Accordingly, notices to Show Cause all dated 07.10.2020 (vide Order No.65 dated 07.10.2020) have been issued by this forum to the O.P. u/s 7 of the P.P. Act, 1971 to show cause as to why an order requiring to pay the damages/compensation/ mesne profit together with interest should not be made against the O.P. for the period from 01.04.1988 (i.e. the date of incurrence of liability, as stated by KoPT) till 21.03.2018 (i.e. the date of taking over possession) for the subject occupations bearing plate no GR/1, GR/2, GR/3. However, for the rest occupations bearing plate no GR/4 and GR/6, the Port Authority has submitted the claim on account of damages/compensation/ mesne profit for a particular period, at this stage only, since

Grand

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BOARD OF TRUSTEES OF THE PORT OF KOLKATA

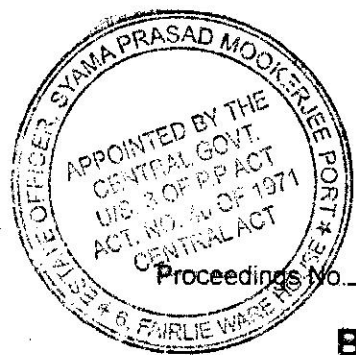
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the possession of the premises have not been handed over to the Port Authorities till 05.10.2020. Accordingly, for the said occupation no GR/4 and GR/6, Notices to Show Cause dated 07.10.2020 (vide Order No.65 dated 07.10.2020) have been issued by this forum to the O.P. u/s 7 of the Act of 1971 to show cause as to why an order requiring to pay arrear damages/compensation/ mesne profit together with interest should not be made against the O.P. for the period from 01.04.1988 (i.e. the date of incurrance of liability, as was alleged by KoPT) till 30.09.2020 (i.e. upto the date of calculation of a particular period only). In terms of the said Show cause Notice, the O.P. was called upon to appear before this forum in person or through authorized representative capable to answer all material questions connected with the matter along with the evidence which the O.P. intended to produce in support of this case.

The said notices were served through 'Speed Post' to the recorded addresses of the O.P. at Howrah [1, Girish Ghosh Road, P.O. Belurmath, Dist. Howrah, Pin - 711202] and at Kolkata [11, Government Place East, Kolkata-700 001]. However, the notices have been returned back to this Forum, one with the remark of Postal Department as 'left' and the other with the remark of Postal Department as 'insufficient address' of O.P. Considering the situation and following the principles of Natural Justice, further attempt was made for service of the notices through the other available means. Accordingly, vide Order dated 14.10.2020, direction was passed upon KoPT for attempting service upon the O.P. Thereafter, KoPT vide application dated 21.10.2020 has intimated that attempt was made for service of the Orders upon the recorded address of O.P. as well as upon the address of the Ld. Advocate appearing for the O.P. in other Court cases and on a local enquiry made by the representative of KoPT, it was learnt that the office of O.P. has been shifted to elsewhere long back. Such being the position and as no one is appearing on behalf of O.P or



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BOARD OF TRUSTEES OF THE PORT OF KOLKATA

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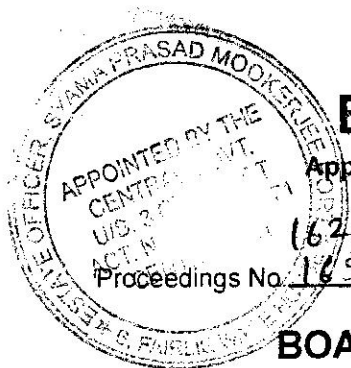
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any other person interested in the property, on or after the scheduled date for O.P's appearance mentioned in the Show cause Notice and filing of reply thereto, the Department is directed to arrange for a newspaper publication for a notice to all concerned regarding the pendency of the proceedings. Accordingly, a notice has been published in an English daily 'The Times of India' (Kolkata edition) on 23.11.2020 regarding pendency of the present proceeding and for information of the next date of hearing fixed on 27.11.2020. However, none appeared on behalf of O.P. or any other person interested in the subject property.

Hence, after lending sufficient chances, as none appeared on behalf of O.P or any other person interested in the property/ proceeding, and taking note of the apprehension of defeat of the very spirit embodying in the Public Premises Act, 1971 for speedy and summary disposal of cases by not prolonging the matter unnecessarily, this Forum has concluded the hearing of the case and reserved the case for passing the Final Order.

Now, as no one from O.P's side has appeared and no reply to the Show Cause Notice issued u/s 7 of the Act has been filed before this Forum, I have decided to adjudicate the matter ex-parte and I have no bar to accept the claim of KoPT on account of damages/compensation/ mesne profit. In fact, I have nothing to disbelief in respect of KoPT's claim against O.P. as per statement of accounts maintained regularly in KoPT's office in regular course of business.

It is my considered view that a sum of Rs. 2,46,65,765/- (for occupation no GR- 43/2), Rs 19,33,440/- (for occupation no GR- 43/3) and Rs 83,90,197/- (for occupation no GR- 43/1) as claimed by the Port Authority in relation to the respective Plates in question, are payable by O.P. for the period from 01.04.1988 till 21.03.2018 i.e upto the date of taking over



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possession (both days inclusive) and Rs 3,29,43,747/- (for occupation no GR- 43/4), Rs 42,51,934/- (for occupation no GR- 43/6) 01.04.1988 till 30.09.2020 and it is hereby ordered that O.P. shall make payment of the aforesaid sums to KoPT by 25.02.2021. Such dues attract compound interest @ 6.20 % per annum, which is the current rate of interest as per the Interest Act, 1978 (as gathered by me 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. The formal order u/s 7 of the Act is signed accordingly.

Department is directed to draw up formal order as per Rule u/s 7 of the Act. I make it clear that in the event of failure on the part of O.P. to pay the dues/charges as aforesaid; KoPT is at liberty to recover the dues etc. in accordance with law.

All concerned are directed to act accordingly.

\GIVEN UNDER MY HAND AND SEAL

(Kaushik Kumar Manna)
ESTATE OFFICER.

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