



**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

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Court Room at the 1<sup>st</sup> Floor of SMPK's

6, Fairlie Place Warehouse

Kolkata-700001.

**Form "E"**

PROCEEDINGS NO.1848/R OF 2021

ORDER NO. 10 DATED: 23.02.2023

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

To

**Indian Advertisement**

**(Prop. Shri S.Das Gupta)**

**65/M, Jainuddin Mistry lane,**

**Kolkata-700027.**

4721



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

AND WHEREAS, by written notice dated 07.09.2022 you are called upon to  
show cause on or before 15.09.2022 why an order requiring you to pay a sum  
of Rs.3,417.89(Rupees Three thousand four hundred seventeen and paise  
eighty nine only) being the rent payable together with compound interest in  
respect 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 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.3,417.89(Rupees Three  
thousand four hundred seventeen and paise eighty nine only) for the period  
from 30.11.1977 to 30.09.1988 (both days inclusive) to SMPK by 14-03-2023

PLEASE SEE ON REVERSE

: 2 :

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 @ 7.50 % per annum on the above sum till its final payment being the current rate of interest as per the Interest Act, 1978.

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

### SCHEDULE

#### Plate No.D-376/4

The said piece or parcel of land measuring 47.288 Sq. meters or thereabouts(Traffic Island) is situate at Taratala Road at its junction with Budge Budge Road, Thana: Garden Reach, Calcutta, Registration District: Alipore. It is butted and bounded on all sides by roadway.

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

Dated: 27.02.2023

1874



Signature and seal of the  
Estate Officer

COPY FORWARDED TO THE ESTATE MANAGER, SYAMA PRASAD MOOKERJEE PORT,  
KOLKATA FOR INFORMATION.





**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. 1848/R Of 2021 Order Sheet No. 08

**BOARD OF TRUSTEES OF SYAMA PRASAD MOOKERJEE PORT, KOLKATA**

**VS**

**INDIAN ADVERTISEMENT**

10  
23-10-2023

**FINAL ORDER**

The matter is taken up today for final disposal. It is the case of Syama Prasad Mookerjee Port, Kolkata (Erstwhile Kolkata Port Trust/KoPT), applicant herein, that **Indian Advertisement (Prop. Shri S. Das Gupta)**, O.P. herein, came into occupation of the public premises in question being land measuring about 47.288 sq.mtr. or thereabout situated at the junction of Taratala Road and Budge Budge Road, Thana-Garden Reach, Calcutta, under Plate no. D-376/4, on a monthly licence basis on certain terms and conditions and O.P. violated such conditions by way of default in making payment of monthly licence fees/rent and taxes. O.P. was requested repeatedly to pay the dues, however, they failed and neglected to pay such dues of SMPK. It is the claim of SMPK that O.P. is liable to pay licence fees/rent to SMPK for use and occupation of the premises upto 30.09.1988. During course of hearing, it was submitted by SMPK (vide application dated 23.08.2022) that the possession of the entire premises was taken over on 01.10.1988.

On 07.09.2022 this forum issued show cause notice u/s 7 of the Public Premises (Eviction of Unauthorised Occupants) Act 1971 for adjudication of the prayer of recovery of licence fees/rent, interest etc.

It is seen from the record that no one appeared on behalf of O.P., during the course of hearing before this forum. It appears that the notice sent through Speed post at the recorded address of O.P. was returned by postal department with the endorsement "No such Co. is in this address". As per order of this Forum, notice of the Proceeding was also served upon the O.P through Process Server and as per the Report of the

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

**CERTIFIED COPY OF THE ORDER  
PASSED BY THE 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. I 1848/R Of 2021 Order Sheet No. 09

**BOARD OF TRUSTEES OF SYAMA PRASAD MOOKERJEE PORT, KOLKATA**

**VS**

**INDIAN ADVERTISEMENT**

10  
23.02.2023

Process Server dated 12.09.2022 it appears that one Rupesh Pal has received the same, however, none appeared on behalf of O.P to contest the instant matter. Thereafter, following the principles of natural justice, a further attempt was made by the Forum by serving the Order dated 15.09.2022 upon the O.P both by hand and Speed Post but still no one appeared on behalf of O.P. to contest the instant matter. Thus being satisfied with the service of notice/s to all concerned as mandated under law, this forum, after hearing the argument of SMPK proceeded to reserve the final order on 03.11.2022.

I have carefully gone through the contention made by SMPK against the O.P. and the supporting documents submitted in this respect. On perusal of submissions and materials available on the record, I have nothing to disbelieve the claim of SMPK. SMPK has placed on record computerized statement of accounts, maintained in official course of business, and I find the same very much reliable, in the facts and circumstances of the case.

In view of the circumstances, as O.P. failed to appear before this forum and no reply to Show Cause notice u/s 7 of the Act is filed by O.P., I am left with no other alternative but to issue the order against O.P. to pay the licence fees/rental dues, and accrued interest thereupon as contended by SMPK before this Forum.

It is my considered view that a sum of Rs. 3,417.89/- (Three thousand four hundred seventeen and paise eighty nine only) for the period from 30.11.1977 to

By Order of:  
THE ESTATE OFFICER  
SYAMA PRASAD MOOKERJEE PORT  
CERTIFIED COPY OF THE ORDER  
PASTED BY THE ESTATE OFFICER  
SYAMA PRASAD MOOKERJEE PORT  
for Head Ass  
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. 1848/R OF 2021 Order Sheet No. 10

BOARD OF TRUSTEES OF SYAMA PRASAD MOOKERJEE PORT, KOLKATA

VS

INDIAN ADVERTISEMENT

10  
23-02-2023

from O.P. by the Port authority on account of licence fees/rent and O.P. must have to pay the said licence fees/rent to SMPK on or before 14.03.2023..... Such dues attract compound interest @ 7.50 % 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 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 SMPK's books of accounts.

ACCORDINGLY, I sign the formal order u/s 7 of the Act as per Rule made there under, giving time till 14.03.23 to the O.P. to pay the rental dues and accrued interest thereupon.

I made it clear that in the event of failure on the part of O.P. to pay the amounts to SMPK as aforesaid, Port Authority is entitled to proceed further for recovery of its claim in accordance with law. All concerned are directed to act accordingly.

GIVEN UNDER MY HAND AND SEAL

(A.K Das)

ESTATE OFFICER

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

By Order of:  
THE ESTATE OFFICER  
SYAMA PRASAD MOOKERJEE PORT