



**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
Fairlie Warehouse
6, Fairley Place, Kolkata- 700 001.

REASONED ORDER NO. 04 DT 04.01.2022.
PROCEEDINGS NO. 1884 of 2021

**BOARD OF TRUSTEES OF THE PORT OF KOLKATA
-Vs-
M/s S.N Paul & Co(O.P.)**

F O R M - "B"

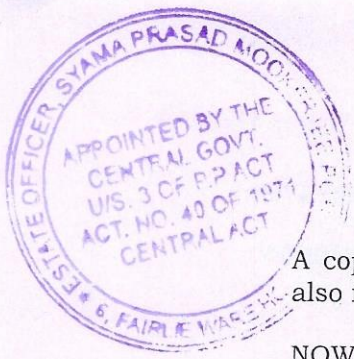
**ORDER UNDER SUB-SECTION (1) OF SECTION 5 OF THE PUBLIC
PREMISES (EVICTION OF UNAUTHORISED OCCUPANTS) ACT, 1971**

WHEREAS I, the undersigned, am satisfied, for the reasons recorded below that **M/s S.N Paul & Co., P-221/2, Strand Bank Road, 2nd Floor, Kolkata-700001 And also at 23A, Netaji Subhas Road, Kolkata-700001** is in unauthorized occupation of the Public Premises specified in the Schedule below:

R E A S O N S

- 1) That O.P or any other person interested in the property has failed to file any reply to the Show Cause Notice/s U/S 4 & 7 of the Act in spite of sufficient chances being provided to them.
- 2) That O.P has failed to pay the rental dues to SMP, Kolkata inspite of repeated request from SMP, Kolkata.
- 3) That the subject premises is found to be unsafe for human habitation because of the advanced stage of decay and a notice dated 22.01.2021 has already been affixed on the subject premises in this regard.
- 4) That the O.P has failed to bear any witness or adduce any evidence in support of their occupation as "authorised occupation".
- 5) That O.P has lost its authority to occupy the Public Premises after expiry of the period as mentioned in the Notice to Quit dated 23.04.2021.
- 6) That O.P's occupation has become unauthorised in view of Sec 2(g) of the Act and O.P is liable to pay damages for wrongful use and enjoyment of the Port property in question upto the date of handing over of clear, vacant and unencumbered possession to the Port Authority.

PLEASE SEE ON REVERSE



(2)

A copy of the reasoned order No.04 dated 04.01.2022 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 S.N Paul & Co., P-221/2, Strand Bank Road, 2nd Floor, Kolkata-700001** And also at **23A, Netaji Subhas 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 S.N Paul & Co., P-221/2, Strand Bank Road, 2nd Floor, Kolkata-700001** And also at **23A, Netaji Subhas 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. CG-204/1

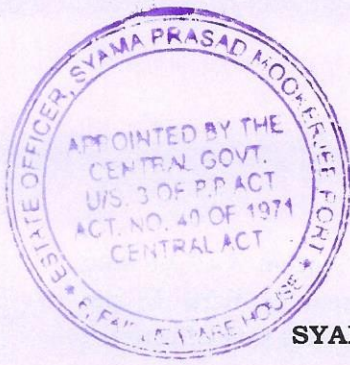
Trustees room No.12 on the 2nd Floor of Premises No.P-221/2, Strand Bank Road, Msg.13.936 sq.mtrs under plate No.CG-204/1. It is bounded on the North by Trustees' land occupied by North Port Police Station, on the South by Trustees' passage, on the East by Trustees' room occupied by Estate Kashiram Agarwalla and on the West by Trustees' room occupied by Selewall & Co. Trustees' means the Syama Prasad Mookerjee Port, Kolkata (erstwhile the Board of Trustees for the Port of Kolkata).

Date- 11.01.2022.

Signature & Seal of the
Estate Officer.

By Order of:
THE ESTATE OFFICER
SYAMA PRASAD MOOKERJEE PORT
CERTIFIED COPY OF THE
PASSED BY THE ESTATE OFFICER
SYAMA PRASAD MOOKERJEE PORT
11.01.2022
Head Assistant
OFFICE OF THE I.D. ESTATE OFFICER
SYAMA PRASAD MOOKERJEE PORT

COPY FORWARDED TO THE ESTATE MANAGER, SMP, 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 Unauthorized Occupant) Act 1971
OFFICE OF THE ESTATE OFFICER
6, Fairley Place (1st Floor)
KOLKATA - 700 001

Court Room at the 1st Floor
6, Fairlie Place Warehouse
Kolkata-700001.

Form " E "

PROCEEDINGS NO.1884/R OF 2021
ORDER NO. 04 DATED: 04.01.2022.

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 S.N Paul & Co.,
P-221/2, Strand Bank Road, 2nd Floor,
Kolkata-700001
And also at
23A, Netaji Subhas Road,
Kolkata-700001**

By Order of:
THE ESTATE OFFICER
SYAMA PRASAD MOOKERJEE PORT
CERTIFIED COPY OF THE ORDER
P.SSED BY THE ESTATE OFFICER
SYAMA PRASAD MOOKERJEE PORT
11.01.2022
J. H. Assistant
OFFICE OF THE LD. ESTATE OFFICER
SYAMA PRASAD MOOKERJEE PORT

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

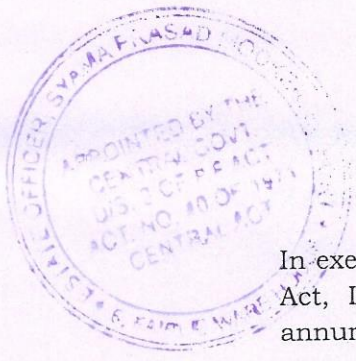
AND WHEREAS, by written notice dated 03.11.2021 you are called upon to
show cause on or before 18.11.2021 why an order requiring you to pay a sum
of Rs. 5,34,326.77 (Rupees Five Lakh thirty four thousand three hundred
twenty six and paise seventy seven only) for Plate No. CG-204/1 being the rent
payable 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. 5,34,326.77 (Rupees Five Lakh
thirty four thousand three hundred twenty six and paise seventy seven only)
for Plate No. CG-204/1 for the period 01.06.1988 to 17.05.2021 (both days
inclusive) to SMP, Kolkata by 18.01.2022.

Sud

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 @ 6.20 % 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. CG-204/1

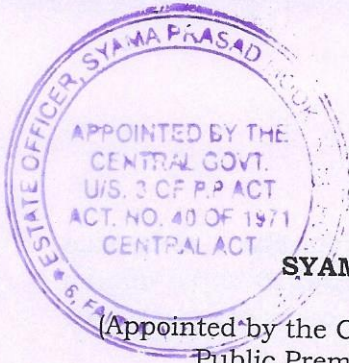
Trustees room No.12 on the 2nd Floor of Premises No.P-221/2, Strand Bank Road, Msg. 13.936 sq.mtrs under plate No.CG-204/1. It is bounded on the North by Trustees' land occupied by North Port Police Station, on the South by Trustees' passage, on the East by Trustees' room occupied by Estate Kashiram Agarwalla and on the West by Trustees' room occupied by Selewall & Co.Trustees' means.the Syama Prasad Mookerjee Port, Kolkata (erstwhile the Board of Trustees for the Port of Kolkata).

Dated: 11.01.2022.

Signature and seal of the
Estate Officer

By Order of:
THE ESTATE OFFICER,
SYAMA PRASAD MOOKERJEE PORT
CERTIFIED COPY OF THE ORIGINAL
ISSUED BY THE ESTATE OFFICER,
SYAMA PRASAD MOOKERJEE PORT
J B 11-01-2022
H. B. Assistant
OFFICE OF THE ESTATE OFFICER,
SYAMA PRASAD MOOKERJEE PORT

COPY FORWARDED TO THE ESTATE MANAGER, SMP, 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

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

PROCEEDINGS NO.1884/D OF 2021
ORDER NO. 04 DATED : 04.01.2022.

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 S.N Paul & Co.,
P-221/2, Strand Bank Road, 2nd Floor,
Kolkata-700001
And also at
23A, Netaji Subhas Road,
Kolkata-700001

By Order of:
THE ESTATE OFFICER
SYAMA PRASAD MOOKERJEE PORT
CERTIFIED COPY OF THE ORDER
PASSED BY THE ESTATE OFFICER
SYAMA PRASAD MOOKERJEE PORT
J. H. 11.01.2022.
OFFICE OF THE LD. ESTATE OFFICER
SYAMA PRASAD MOOKERJEE PORT

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

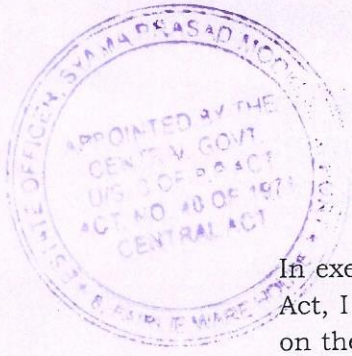
AND WHEREAS by written notice dated 03.11.2021 you are called upon to show cause on or before 18.11.2021 why an order requiring you to pay damages of Rs.35,031.56 (Rupees Thirty five Thousand thirty one and Paise fifty six only) for Plate No.CG-204/1 together with [compound interest] for unauthorised 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.35,031.56 (Rupees Thirty five Thousand thirty one and Paise fifty six only) for Plate No.CG-204/1 assessed by me as damages on account of your unauthorised occupation of the said premises for the period from 18.05.2021 to 31.08.2021 (both days inclusive) to SMP, Kolkata by 18.01.2022.

PLEASE SEE ON REVERSE

Sud



: 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 @ 6.20 % per annum on the above sum till its final payment being the current rate of interest as per the Interest Act, 1978.

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 through the Collector.

SCHEDULE

Plate No. CG-204/1

Trustees room No.12 on the 2nd Floor of Premises No.P-221/2, Strand Bank Road, Msg. 13.936 sq.mtrs under plate No.CG-204/1. It is bounded on the North by Trustees' land occupied by North Port Police Station, on the South by Trustees' passage, on the East by Trustees' room occupied by Estate KashiramAgarwalla and on the West by Trustees' room occupied by Selewall & Co. Trustees' means the Syama Prasad Mookerjee Port, Kolkata (erstwhile the Board of Trustees for the Port of Kolkata).

Date 11.01.2022.

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
11.01.2022
OFFICE OF THE LD. ESTATE OFFICER
SYAMA PRASAD MOOKERJEE PORT

COPY FORWARDED TO THE ESTATE MANAGER, SMP, 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. 1884, 1884/R & 1884/D Of 2021 Order Sheet No. 07

BOARD OF TRUSTEES OF SYAMA PRASAD MOOKERJEE PORT, KOLKATA

VS
M/s. S.N. Paul & Co.

04

04.01.2022

FINAL ORDER

The instant proceedings No. 1884, 1884/R & 1884/D of 2021 arose out of an application being No. Lnd. 5/77/21/3561 dated 06.10.2021 filed by Syama Prasad Mookerjee Port Kolkata (erstwhile Kolkata Port Trust) hereinafter referred to as SMP, Kolkata, Applicant herein, praying for an order of eviction and recovery of dues, damages & taxes, along with interest etc. against **M/s S.N Paul & Co**, the O.P. herein, under relevant provisions of the Public Premises (Eviction of Unauthorised Occupant) Act 1971. The facts of the case is summarised here under.

O.P. came into occupation of the port property being room space measuring 13.936 sq.mtrs or thereabout situated in the 2nd floor of SMP, Kolkata's building being Premises No.P-221/2, Strand Bank Road(under Plate No.CG-204/1), in the presidency town of Kolkata, as short term lessee with effect from 25.09.1968 on payment of monthly rent on certain terms and conditions as embodied in SMP, Kolkata's offer/letter for allotment bearing no. Lnd.3135/40 dated 29.07.1968. SMP, Kolkata has submitted that while in possession of the port property as lessee, OP violated the condition of such lease by way of default in making the payment of rental dues to SMP, Kolkata for use and enjoyment of the Port property in question the details of which has been given in 'Schedule-B' of the SMP, Kolkata's application dated 06.10.2021.

It is further submitted by SMP, Kolkata that on being inspected to evaluate the structural safety and stability subject premises was found unsafe for human habitation due to its precarious condition.

By Order of:
THE ESTATE OFFICER
SYAMA PRASAD MOOKERJEE PORT
CERTIFIED COPY OF THE ORDER
PASSED BY THE ESTATE OFFICER,
SYAMA PRASAD MOOKERJEE PORT
11.01.2022
Head Assistant
OFFICE OF THE LD. ESTATE OFFICER
SYAMA PRASAD MOOKERJEE PORT

Sub

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. 1884, 1884/R x 1884/D of 2021 Order Sheet No. 08

BOARD OF TRUSTEES OF SYAMA PRASAD MOOKERJEE PORT, KOLKATA

M/s. S.N. Paul & Co. ^{VS}

04
04-01-2022

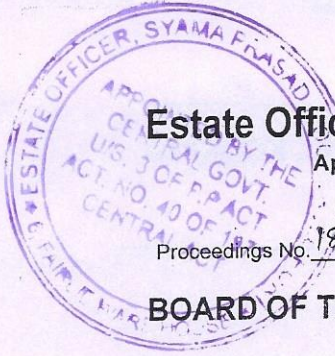
In view of O.P's non-payment and also considering the public interest, SMP, Kolkata had issued notice to quit being No. Lnd.5/77/21/1184 dated 23.04.2021 asking the O.P. to hand over clear, vacant, peaceful and unencumbered possession of the property to SMP, Kolkata on 18.05.2021. SMP, Kolkata submits that O.P. has no authority under law to occupy the public premises after determination of the lease period and was required to hand over the possession of the property in question to SMP, Kolkata on 18.05.2021 as required under the said notice to quit. It is the case of SMP, Kolkata that O.P. is in wrongful occupation in the public premises on and from 18.05.2021 and is liable to pay compensation charges/mesne profits for unauthorized use and occupation of the Port Property in question.

Considering the submission advanced by SMP, Kolkata and the documents on record, Notice/s to Show Cause under section 4 and 7 of the Public Premises (Eviction of Unauthorized Occupation) Act, 1971 all dated 03.11.2021 (vide Order No.01 dated 27.10.2021) were issued by this forum to O.P. The Notice/s were issued in terms of the said provisions of the Act calling upon the O.P. to appear before this forum in person or through authorized representative capable of answering all material questions in connection with the matter along with the evidence which the opposite party intends to produce in support of their case.

The said notice/s were served through Speed Post to the recorded addresses of O.P. at P-221/2, Strand Bank Road and also at 23A, Netaji Subhas Road, Kolkata-700001. It appears from record that the Notice/s sent through speed post to both the recorded addresses of O.P returned undelivered to the Forum. However, the report of the Process Server dated 25.11.2021 depicts that 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
11-01-2022
OFFICE OF THE ESTATE OFFICER
SYAMA PRASAD MOOKERJEE PORT

Sud



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. 1884, 1884/R & 1884/D Of 2021 Order Sheet No. 09

BOARD OF TRUSTEES OF SYAMA PRASAD MOOKERJEE PORT, KOLKATA

VS
M/S. S. N. Paul & Co.

04
04-01-2022

said notices were affixed on the subject premises as per the mandate of the P.P Act.

On the scheduled date of appearance and filing of reply to the Show Cause i.e on 18.11.2021, no one appeared on behalf of O.P. or any other person interested in the property to give reply to the Show Cause. Thereafter, to give chances to O.P. Forum made a further attempt to serve such Notice upon the O.P. as per the principles of natural justice, but O.P. again failed to appear before the Forum on the said day. Now, in view of the spirit laid down in the Public Premises Act, 1971 for speedy and summary disposal of cases and further considering the non-appearance of the O.P. inspite of due affixation of such notice/s on the subject premises, this Forum found no need to keep the matter pending and the final Order was reserved in the matter on 25.11.2021. Now this Forum has decided to adjudicate the matter ex-parte.

Now while passing the final order, I have carefully considered the documents on record and the submissions of SMP, Kolkata. The question now arises is how far the service of the Show Cause/s deserves merit in the facts and circumstances of the case. After a through perusal of all the records in the case, I have left with no other alternative but to accept that the said notice/s have duly been served upon O.P. by way of affixation.

As no one from O.P's side appears and no reply to the Show Cause Notice u/s 4 & 7 of the Act has been filed as yet, I have no bar to accept the claim of SMP, Kolkata on account of unauthorised occupation of O.P into the Public Premises in question. I think that it is a fit case for issuing Order of eviction u/s 5 of the Act on the following grounds:-

- 1) That O.P or any other person interested in the property has failed to file any reply to the Show

By Order of:
THE ESTATE OFFICER
SYAMA PRASAD MOOKERJEE PORT
CERTIFIED COPY OF THE ORDER
PASSED BY THE ESTATE OFFICER
SYAMA PRASAD MOOKERJEE PORT
J. B. 11.01.2022
Head Assistant
OFFICE OF THE LD. ESTATE OFFICER
SYAMA PRASAD MOOKERJEE PORT

SA

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. 1884, 1884/R & 1884/D Of 2021 Order Sheet No. 10

BOARD OF TRUSTEES OF SYAMA PRASAD MOOKERJEE PORT, KOLKATA

M/S. S. N. Paul & Co.

04

04-01-2022

Cause Notice/s U/S 4 & 7 of the Act in spite of sufficient chances being provided to them.

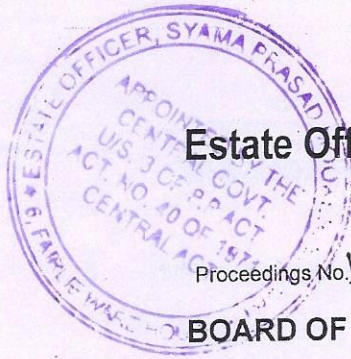
- 2) That O.P has failed to pay the rental dues to SMP, Kolkata inspite of repeated request from SMP, Kolkata.
- 3) That the subject premises is found to be unsafe for human habitation because of the advanced stage of decay and a notice dated 22.01.2021 has already been affixed on the subject premises in this regard.
- 4) That the O.P has failed to bear any witness or adduce any evidence in support of their occupation as "authorised occupation".
- 5) That O.P has lost its authority to occupy the Public Premises after expiry of the period as mentioned in the Notice to Quit dated 23.04.2021.
- 6) That O.P's occupation has become unauthorised in view of Sec 2(g) of the Act and O.P is liable to pay damages for wrongful use and enjoyment of the Port property in question 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.Ps' 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.Ps' in accordance with Law up to the date of recovery of possession of the same.

It is my considered view that a sum of Rs. 5,34,326.77 (Rupees Five Lakh Thirty four thousand three hundred

By Order of:
THE ESTATE OFFICER
SYAMA PRASAD MOOKERJEE PORT
CERTIFIED COPY OF THE CAUSE
FILED BY THE ESTATE OFFICER
SYAMA PRASAD MOOKERJEE PORT
11-01-2022
OFFICE OF THE LD. ESTATE OFFICER
SYAMA PRASAD MOOKERJEE PORT

SA



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. 1884, 1884/R & 1884/D of 2021 Order Sheet No. 11

BOARD OF TRUSTEES OF SYAMA PRASAD MOOKERJEE PORT, KOLKATA

VS
M/S. S-N. Paul & Co.

04
04-01-2022

twenty six and paise seventy seven only) for the Plate No.CG-204/1 for the period 01.06.1988 to 17.05.2021(both days inclusive) is due and recoverable from O.P. by the Port authority on account of damages/compensation/ mesne profit and O.P. must have to pay such dues to SMP, Kolkata on or before 18.01.2022. Such dues attracts 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 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 SMP, Kolkata's books of accounts. The formal order u/s 7 of the Act is signed accordingly.

Likewise I find that SMP, Kolkata has made out an arguable claim against O.P., founded with sound reasoning, regarding damages/compensation to be paid for unauthorised occupation. As such, I must say that Rs.35,031.56(Thirty five thousand thirty one and paise fifty six only) as claimed by the Port Authority as damages in relation to the subject premises in question, is correctly payable by O.P. for the period of 18.05.2021 to 31.08.2021(both days inclusive) and it is hereby ordered that O.P. shall also make payment of the aforesaid sum to SMP, Kolkata by 18.01.2022. Such dues attracts 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 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 SMP, Kolkata's books of accounts. The formal order u/s 7 of the Act is signed accordingly.

By Order of:
THE ESTATE OFFICER
SYAMA PRASAD MOOKERJEE PORT
CERTIFIED COPY OF THE ORDER
PASSED BY THE ESTATE OFFICER
SYAMA PRASAD MOOKERJEE PORT
18.01.2022
Head Assistant
OFFICE OF THE LD. ESTATE OFFICER
SYAMA PRASAD MOOKERJEE PORT

Suk

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. 1884, 1884/R & 1884/D of 2021 Order Sheet No. 12

BOARD OF TRUSTEES OF SYAMA PRASAD MOOKERJEE PORT, KOLKATA

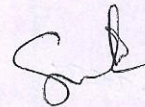
VS
M/S. S.N. Paul & Co.

04
04.01.2022

I make it clear that SMP, Kolkata is entitled to claim further damages against O.P. for unauthorized use and occupation of the public premises right up to 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 August 31st , 2021 as well, till such time the possession of the premises continues to be under the unauthorized occupation with the O.P. SMP, Kolkata is directed to submit a statement comprising details of its calculation of damages after August 31st , 2021, indicating there-in, the details of the rate of such charges, and the period of the damages (i.e. till the date of taking 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 pay the dues/charges as aforesaid; SMP, Kolkata 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



(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***

By Order of:
THE ESTATE OFFICER
SYAMA PRASAD MOOKERJEE PORT
CERTIFIED COPY OF THE ORDER
PASSED BY THE ESTATE OFFICER
SYAMA PRASAD MOOKERJEE PORT
11-01-2022
OFFICE OF THE LD. ESTATE OFFICER
SYAMA PRASAD MOOKERJEE PORT