

West Bengal Real Estate Regulatory Authority  
Calcutta Greens Commercial Complex (1<sup>st</sup> Floor)  
1050/2, Survey Park, Kolkata- 700 075

Complaint No.WBRERA/COM 001339

Md. Khaliq Ansari..... Complainant

Vs

ATK Real Estate LLP..... Respondent

| Sl. Number and date of order | Order and signature of the Authority                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                  | Note of action taken on order |
|------------------------------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-------------------------------|
| 01<br>20.05.2025             | <p>Complainant Md. Khaliq Ansari appeared in the hearing physically along with Advocate Bidyut Kumar Halder and signed the Attendance Sheet.</p> <p>Mr. Sunil Agarwal appeared on behalf of the Respondent company in the hearing physically along with Advocate Hamidul Haque and signed the Attendance Sheet.</p> <p>Heard both the parties in detail.</p> <p>Complainant stated that a writ petition no. WPA No. 25770 of 2023 and CPAN No. 1803 of 2024 challenging the illegal construction going on at No. 5A and 5B Chowrangi Lane, Kolkata 700016 is pending before Hon'ble Justice Amrita Sinha of Kolkata High Court, which is being constructed by the Respondent company.</p> <p>And Hon'ble Justice Amrita Sinha was pleased to pass an order on 04.12.2023 by directing the Kolkata Municipal Corporation to demolish the said illegal construction work.</p> <p>But after the said order, no steps have been taken to stop the illegal construction works and the construction work is going on.</p> <p>The applicant further stated that a contempt petition is pending before Hon'ble Justice Amrita Sinha for not complying the above mentioned order and under these circumstances the Complainant prays before the Authority for stopping the said illegal construction work.</p> <p>The Respondent stated that the construction is going on as per sanctioned plan of the Kolkata Municipal Corporation and nothing is illegal or unauthorized on the said construction work.</p> <p>After hearing both the parties, the Authority is hereby pleased to give</p> |                               |

the following directions:-

- A. As the case is pending before the Hon'ble Justice Amrita Sinha of Kolkata High Court, this Authority has no jurisdiction at this stage to interfere into the matter and the case is not maintainable under section 31 of the RERA (Regulation and Development) Act 2016.
- B. Hence this application submitted by the Complainant is hereby dismissed.

Let copy of this order be served to both the parties immediately.



(BHOLANATH DAS)

Member

West Bengal Real Estate Regulatory Authority