

THE ESTATE OFFICER, KOLKATA PORT TRUST  
(Appointed by the Central Govt. Under Section 3 of Act 40 of 1971- Central Act.)  
The Public Premises (Eviction of Unauthorised Occupants) Act 1971  
OFFICE OF THE ESTATE OFFICER  
15, STRAND ROAD (4<sup>TH</sup> FLOOR)  
KOLKATA-700 001

Proceedings No.1548, 1548/R, 1548/D of 2017  
Order no. 5 Dated 24.05.2017

To  
M/s Bose & Co.  
35/1, J Road,  
Belgachia, Howrah – 711105 AND ALSO OF  
Room No. 7, 2<sup>nd</sup> Floor,  
P-221/2, Strand Bank Road,  
Calcutta – 700 001.

AND Any person/s interested in the property  
As mentioned herein

Whereas, Proceedings against M/s Bose & Co., the O.P. herein, have been initiated u/s 4 of the P.P. Act for adjudication of the prayer of Kolkata Port Trust (KoPT) for order of eviction in respect of Kolkata Port Trust's Room No. 7 Msg. 11.613 Sq. mtrs. or thereabouts on the second floor of the Trustees' building being premises No.P-221/2, Strand Bank Road ( under Plate No. CG-169/1) morefully described under the schedule.

AND WHEREAS, Postal Service to M/s Bose & Co, O.P. herein was returned undelivered with the remarks of the Postal Department as "*unclaimed*" and "addressee moved".

AND WHEREAS, appears from the report of the process server dated 12.03.2017 and 06.04.2017 that the door of O.P. was closed at the subject public premises. As a result the Notice/s under Section 4 and 7 of the PP Act could not be served personally. However, it appears from the report of Process Server dated 12.03.2017 that the same was affixed at the subject premises on 06.03.2017.

AND WHEREAS, no reply to the show cause notice has been filed as yet.

NOW THEREFORE, in exercise of the power conferred upon me, I hereby give notice to all concerned interested in the property under schedule to file reply to the Show Cause Notice on or before 12.07.2017 and to appear before me on 12.07.2017 at 12 noon either in person or through authorised representative ( along with a letter of authority) capable of answering all material questions in respect of the property described under the Schedule below, failing

which the matter will be decided exparte without any further reference.

## SCHEDULE

Room No. 7 Msg. 11.613 Sq. mtrs. or thereabouts on the second floor of the Trustees' building being premises No.P-221/2, Strand Bank Road situated on the West side of Strand Bank Road in the presidency town of Kolkata. It is bounded on the North partly by the Trustees' Room No. 6 leased to Bengal Stationary Store, On the East by the Trustees' latrine, baths and open space used as passage, on the South by open below which is the side space of the building and on the West partly by Room No. 6 leased to Bengal Stationary Store and partly by open below which is the side space of the building.

Trustees' means the Board of Trustees for the Port of Kolkata.

GIVEN UNDER MY HAND AND SEAL

Date: 19.06.2017

  
ESTATE OFFICER

# 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. 1548, 1548/R, 1548/D Of 2017 Order Sheet No. 6.

## BOARD OF TRUSTEES OF THE PORT OF KOLKATA

M/s Bose & Co. <sup>VS</sup>

05  
24.05.2017.



Present: M. Dutta, Asst. Estate Manager  
S. Dasgupta, Resolution Officer (Legal)  
For Kolkata Port Trust (KoPT)

No one appears on behalf of O.P. even on 3<sup>rd</sup> call.

I have perused the report of the process server and the postal department. It appears from the report of the process server dated <sup>12</sup>06.03.2017 and 06.04.2017 that the door of O.P. was closed at the subject public premises. As a result the Notice/s under Section 4 and 7 of the PP Act could not be served personally. However, it appears from the report of Process Server dated 12.03.2017 that the same was affixed at the subject premises on 06.03.2017. It also appears from the remarks of the postal department that the Notices sent to the subject premises were 'unclaimed' and the Notices sent to the office address were 'addressee moved' and therefore, the Notices are returned as undelivered.

In the aforesaid premises, Department is directed to publish a notice in a Local Daily Newspaper in classified column at the earliest to intimate O.P. and/or any person interested in the public premises regarding the pendency of the present proceedings and directing such person/s to appear before this Forum for showing cause/hearing etc, failing which the matter will be decided ex parte without any further reference. The matter will come up for hearing/consideration etc. on 12.07.2017 at 12 noon. All concerned are directed to act accordingly.

  
ESTATE OFFICER

By Order of:  
THE ESTATE OFFICER  
KOLKATA PORT TRUST  
CERTIFIED COPY OF THE ORDER  
PASSED BY THE ESTATE OFFICER  
KOLKATA PORT TRUST  
  
OFFICE OF THE ESTATE OFFICER  
KOLKATA PORT TRUST