Government of West Bengal
Judicial Department
Writers' Buildings, Kolkata- 700 001

No. 1232-JL

Date: 02.04.2024

NOTICE

[*under sub-section (3) of section 4 of the West Bengal Escheats and Forfeitures Act, 2012 read with rule 3 of the West Bengal Escheats and Forfeitures Rules, 2017*]

WHEREAS the Hon'ble Supreme Court of India in Civil Appeal No. 2073 of 2024 arising out of S.L.P. (Civil) No. 3050 of 2024 in the matter of *Board of Trustees for the Port of Kolkata*-Versus- *State of West Bengal and Ors. vide* the order dated February 09, 2024 has been pleased to dispose of the said appeal by setting aside the orders dated August 10, 2020 and December 19, 2023 of the Hon'ble High court and the order dated January 29, 2019 of the Competent Authority and to hold that it will be appropriate if the Statutory Authority "*is permitted to issue a proper Show Cause Notice clearly describing the property in respect of which escheat is claimed by the Government under the 2012 Act*" and the Hon'ble Supreme also directed that "*It will be also necessary that the State annexes a proper sketch of the property in respect of which claim is made*";

AND WHEREAS for the purposes of appropriate and apposite identification, demarcation and delineation of the area over which the claim for escheat is made, a notice bearing Memo No. AC (N)/295/23-24 dated February 24, 2024 was issued by the Assessor-Collector (North), Kolkata Municipal Corporation giving due opportunity to the Kolkata Port Trust to be present at the time of survey intended to be conducted on March 01, 2024;

AND WHEREAS the Kolkata Port Trust had duly received the said Notice and its representative visited the concerned area to attend the survey;

AND WHEREAS in view of the fact that no effective survey could be conducted on March 01, 2024, a further Notice, being Memo No. Ac (N)/303/23-24 dated March 06, 2024 was issued to the Kolkata Port Trust intimating that the survey of the land and buildings will be conducted on March 07, 2024 in respect of the area mentioned in the Schedule to the said letter;

AND WHEREAS it has been made to appear that despite receipt of the said Notice dated March 06, 2024 the Kolkata Port Trust did not participate in the survey conducted on March 07, 2024;

AND WHEREAS the Competent Authority is *prima facie* satisfied that the provisions of the West Bengal Escheats and Forfeitures Act, 2012 is applicable in respect of the area mentioned in the Schedule hereinbelow, and therefore, desires to cause inquiry as to whether the fact as stated in clause (g) of section 2 would attract the operation of section 3 of the said Act exists in respect of the area mentioned in the said Schedule;

2.4.24

OPPO F19 Pro

AND WHEREAS upon such inspection and survey conducted in respect of the land and buildings as aforesaid, the Competent Authority under the West Bengal Escheats and Forfeitures Act, 2012 (West Bengal Act XIV of 2012) (hereinafter referred to as the said Act) is satisfied that the relevant provisions of the West Bengal Escheats and Forfeitures Act, 2012 is applicable in respect of the portion of the lands delineated in green comprising of an area of 20.82 Bighas and the portion of the lands delineated in red comprising of an area of 62.49 Bighas (excluding internal roads) as set out morefully and particularly in the sketch plan appended to this notice and described in Schedule hereinbelow:–

Schedule

The area butted and bounded:

i) by North- Nimtala Burning Ghat;
ii) by South- Loha Godown;
iii) by East-strand Bank Road &
iv) by West- The Hooghly River.

(**Area: 20.82 Bighas**)

[Demarcated by Zone- 'X' (Colour- Green) in the Sketch Map of site plan **as Annexed**]

And the area butted and bounded:

i) by North-Sovabazar-Circular Railway Station;
ii) by South-Property of Kolkata Port Trust Authority;
iii) by East-Strand Road &
iv) by West-Circular Railway.

(**Area: 62.49 Bighas- excluding internal roads**)

[Demarcated by Zone- 'Y' (Colour- Red) in the Sketch Map of site plan **as Annexed**]

AND WHEREAS the Competent Authority therefore, desires to cause an inquiry to be made as to whether the fact or facts as stated in clause (g) of Section 2 as would attract the operation of Section 3 of the said Act exists or exist in respect of the aforesaid lands described above.

NOW, THEREFORE, in pursuance of the order dated February 09, 2024 of the Hon'ble Supreme Court of India in Civil Appeal No. 2073 of 2024 arising out of S.L.P. (Civil) No. 3050 of 2024 in the matter of *Board of Trustees for the Port of Kolkata*-Versus- *State of West Bengal and Ors.*, Notice is hereby given to the effect that if any person/organisation/entity/authority has any claim, right, title and/or interest, whatsoever or howsoever, over the aforesaid lands, he may present his case before the Competent Authority on or before 24th April, 2024.

2.4.24

Competent Authority under the West Bengal Act XIV of 2012
And the Joint Secretary to the government of West Bengal.

DRAWN TO SCALE THE SITE PLAN OF POSTA BAZAR AREA

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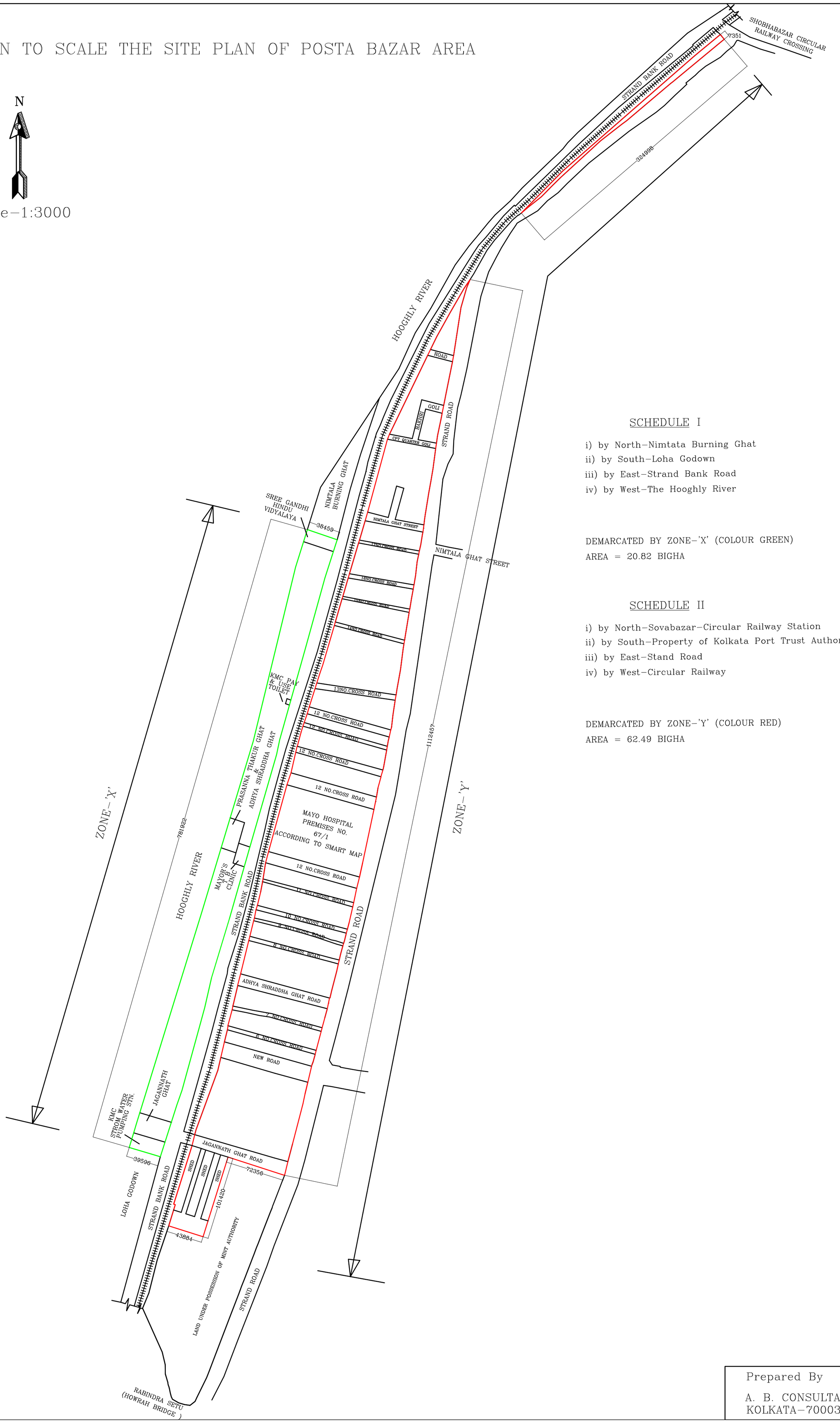
Scale–1:3000



SCHEDULE I

i) by North–Nimtata Burning Ghat
ii) by South–Loha Godown
iii) by East–Strand Bank Road
iv) by West–The Hooghly River

DEMARCATED BY ZONE–'X' (COLOUR GREEN)
AREA = 20.82 BIGHA

SCHEDULE II

i) by North–Sovabazar–Circular Railway Station
ii) by South–Property of Kolkata Port Trust Authority
iii) by East–Stand Road
iv) by West–Circular Railway

DEMARCATED BY ZONE–'Y' (COLOUR RED)
AREA = 62.49 BIGHA

Prepared By

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