

**GOVERNMENT OF WEST BENGAL**  
**DEPARTMENT OF URBAN DEVELOPMENT & MUNICIPAL AFFAIRS**  
**"NAGARAYAN",**  
**Land Cell (Non-Residential), 3<sup>rd</sup> Floor**  
**DF - 8, SECTOR - I,**  
**SALT LAKE, KOLKATA - 700 064**  
**Email: jsskd.udma@gmail.com**

No. 4171-UD/SL(WR)/2L-15/87

Dated : 29.11.2018

**ORDER**

**Sub. : Cancellation of lease hold right of Plot No. KB-17, Sector-III, Salt Lake to "SAHAMARMI" for construction of a centre for mentally handicapped for violation of Clause 2(6)(a) of the lease deed.**

WHEREAS by a deed of indenture executed between the Governor of the State of West Bengal and SAHAMARMI on 08.06.1989, a plot of land being No. 17, Block-KB, Sector-III, Salt Lake measuring 8.4783 Cottah was leased out to the SAHAMARMI on the terms and conditions as set forth in the said deed for the purpose of construction of a centre for mentally handicapped;

AND WHEREAS the delivery of possession of the aforesaid land was taken over by the said Lessee on 24.07.1989 vide Possession Certificate No.30;

AND WHEREAS in terms of clause 2(6)(a) of the aforesaid indenture the said lessee was required to construct building as per building rules within three years from the date of taking over possession or such extended time as may be allowed by the Government in writing failing which the Government reserved the right to resume the aforesaid plot of land;

AND WHEREAS the said lessee failed to construct building on the said plot of land as yet and thereby violated the aforesaid clause of the aforesaid indenture;

AND WHEREAS it transpired from field enquiry that the said plot of land was unutilized for the purpose for which it was leased out and there by the lessee had violated the mandatory terms and conditions of the lease deed;

AND WHEREAS vide letter no. 2094-UD/SL(WR)/2L-15/87 dated 27.06.2017 a show cause notice was issued from this Department under Clause 4 of the lease deed for violation of Clause 2(6)(a) of the lease deed;

AND WHEREAS the notice sent by speed post could not be delivered as the office door of the lessee was under lock and key;

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AND WHEREAS the said notice was sent by Special Messenger to the office of the lessee at Flat No.12, Block-D,98 Karaya Road, Kolkata-700 019 but as the office was locked the said notice was pasted on the front door in the presence of two witnesses Anjan Dey and Aparajito Chakraborty respectively;

AND WHEREAS the lessee failed to furnish any reply to the said notice;

AND WHEREAS vide this Department's letter No. 2382-UD dated 07/08.08.2018 a hearing notice was issued from this Department and the same was sent by special messenger but could not be delivered to the office address of the lessee as the front door was under lock and key;

AND WHEREAS the said hearing notice was pasted on the office door of the lessee;

AND WHEREAS inspite of service of hearing notice the General Secretary of the lessee failed to attend the hearing scheduled on 17.08.2018;

AND WHEREAS vide this Department's letter No. 2893-UD dated 25<sup>th</sup> September,2018 another hearing notice was issued from this Department and the said notice was sent by speed post but the same was returned from the local post office with the remark "door locked";

AND WHEREAS the General Secretary of the lessee once again failed to attend the hearing scheduled on 11.10.2018;

AND WHEREAS ample opportunity of hearing was provided to the Secretary of the lessee but the lessee failed to furnish any reply to the show cause notice;

NOW, THEREFORE, after careful consideration of this matter and in terms of clause 4 of the Lease Deed, the undersigned is directed by order of the Governor of the State of West Bengal to determine the lease of Plot No. KB-17, Sector-III, Salt Lake, Kolkata for violation of clause 2(6)(a) of the lease deed and re-enter into possession of the demised land.

By Order of the Governor,

*sf*  
Joint Secretary to the  
Government of West Bengal

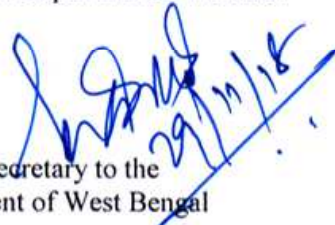
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Date : 29.11.2018

• Copy forwarded for information and necessary action :-

1. The General Secretary, "SAHAMARMI", Flat No.12, Block-D, 98, Karaya Road, Kolkata-700 019
2. The Special Engineer, S.L.R. & D.C., Nirman Bhawan, Salt Lake, Kolkata – 700091.
3. The Executive Engineer (Design), S.L.R. & D.C., Nirman Bhawan, Salt Lake, Kolkata – 700091. He is requested to re-enter into possession of the Plot under intimation to this Department.
4. The Commissioner, Bidhannagar Municipal Corporation , Poura Bhavan, FD – 415A, Sector – III, Salt Lake, Kolkata - 700106.
- ✓ 5. Computer Cell of this Department with a request to upload the order in the Departmental Website.

  
Joint Secretary to the  
Government of West Bengal