

GOVERNMENT OF WEST BENGAL
DEPARTMENT OF URBAN DEVELOPMENT & MUNICIPAL AFFAIRS
LAND ALLOTMENT CELL (NON-RESIDENTIAL), 03 rd FLOOR,
"NAGARAYAN",
DF-8, SECTOR - I, SALT LAKE, KOLKATA -700064.
Email ID: jsudma.adsuda@gmail.com
Computer no. 601025

No.433 -UDMA-15012(99)/8/2022-LS-UD-SEC-Dept.of UDMA

Dated:-26.06.2023

ORDER

Subject: Permission for transfer of leasehold right of plot no. EN-65, Sector-V, Salt Lake, Kolkata-700091 measuring 2.60622 cottah in favour of Smt. Suman Gupta, W/o Amit Gupta residing at P/12/1, Jogendra Gardens, Haltu, Kolkata-700071, proprietress of M/s. SURSI FOODS.

WHEREAS by a Deed of Indenture executed between the Governor of the State of West Bengal and Shri Nirmal Kumar Dasgupta, proprietor of M/s. Diesel Injection Company on 03.03.2011, a plot of land being No. EN-65, Sector-V, Salt Lake measuring 2.60622 cottah was leased out to Diesel Injection Company for the purpose of setting up of an Automobile Workshop thereon;

AND WHEREAS the delivery of possession of the aforesaid land was taken over by the said lessee on 15.06.2011 vide Possession Certificate No. B-401;

AND WHEREAS a show cause notice was issued vide this Department's Notice No. 3115-UD/SL(WR)/9L-5/82, dated 12.09.2017 for violation of Clause 2(6)(a) of the lease deed as the lessee failed to construct building on the said plot according to plans, specifications, elevations designs and sections sanctioned by the Government within three years from the date of possession of the demised land;

AND WHEREAS by a letter no. C-50/DICO-UDD/17-18, dated 20.09.2017 the lessee made necessary reply of the said show cause notice which was not accepted by this Department;

AND WHEREAS in terms of clause (4) of the Lease Deed, the leasehold right of the Plot no. EN-65, Sector-V, Salt Lake, Kolkata-700091 made in favour of Shri Nirmal Kumar Dasgupta, proprietor of M/s. Diesel Injection Company was cancelled and resumed by this Department under order no. 935-UD/SL(WR)/9L-5/82, dated 27/28.03.2018;

AND WHEREAS Hon'ble High Court, Calcutta has passed an order dated 17/08/2022 directing inter alia the Department of UD & MA , being the 2nd respondent, to assess the requisite fees payable by the petitioner for change of user of the plot in question and also transfer of the leasehold right in favour of the respondent No. 4 in terms of the notifications published on September 16 and December 26, 2012 respectively or any subsequent notification governing the field and raise such demand upon the petitioner within two weeks from the date of communication of this order;

AND WHEREAS in compliance with the above mentioned order of Hon'ble High Court, Calcutta, Shri Nirmal Kumar Dasgupta, proprietor of M/s. Diesel Injection Company was asked to deposit permission fees amounting Rs. 15,63,732/- for transfer of leasehold right of the above mentioned plot of land in favour of Smt. Suman Gupta, of M/s. SURSI FOODS for restaurant purpose and Permission fee Rs. 20,84,976/- for change of land use purpose from Automobile Workshop to Restaurant under demand notice being no. 281-UDMA-15012(99)/8/2022-LS-UD-SEC-Dept. of UDMA, dated 08.05.2023 followed by matching demand notice no. 172/D, dated 11.05.2023 issued by Executive Engineer, Design, SLR &DC;

AND WHEREAS Sri Nirmal Kumar Dasgupta, Proprietor of Diesel Injection Company has deposited above mentioned permission fees through GRIPS portal vide GRN Nos. 192023240081830758, dated 03.06.2023 and 192023240081841318, dated 03.06.2023 and deposit of which was confirmed by this Department;

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Now, therefore in compliance with the above mentioned order of Hon'ble High Court, Calcutta dated 17/08/2022 and in cancellation of this Department's above mentioned earlier order no. 935-UD/SL(WR)/9L-5/82, dated 27/28.03.2018, the undersigned is directed by order of the Governor to say that the Governor has been pleased to allow Shri Nirmal Kumar Dasgupta, proprietor of M/s. Diesel Injection Company to transfer the leasehold right of the land measuring 2.60622 cottah being plot no. EN-65, Sector-V, Salt Lake, Kolkata- 700091 in favour of Smt. Suman Gupta, W/o Amit Gupta residing at P/12/1, Jogendra Gardens, Haltu, Kolkata-700071, proprietress of M/s. SURSI FOODS for setting up of a restaurant at the said land for the remaining period of the lease subject to execution and registration of a deed of assignment.

By order of the Governor,

sdf

Joint Secretary to the
Government of West Bengal.

No.433/1(5)-UDMA-15012(99)/8/2022-LS-UD-SEC-Dept.of UDMA

Dated:-26.06.2023

Copy forwarded for information and necessary action:-

1. Shri Nirmal Kumar Dasgupta Prop. Diesel Injection Company, G-104, B.P. Township, Kolkata- 700094, P.S.- Patuli, KMC Ward No. 110, e-mail:summit.consultants24@gmail.com. A copy of model draft deed of assignment is enclosed herewith with the request to prepare draft deed of assignment accordingly and to submit the same to this Department for approval.
2. Executive Officer, NDITA, GN-20, Sector-V, Salt Lake, Kolkata- 700091.
3. Special Engineer, SLR &DC, Nirman Bhawan, Salt Lake, Kolkata - 700091.
4. Executive Engineer, Design, SLR &DC, Nirman Bhawan, Salt Lake, Kolkata -700091.
- ✓ 5. Section Officer IT Cell of this Department for uploading this order in the official website.

26/6/2023

Joint Secretary to the
Government of West Bengal.