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28.01.2025
Court No. 25
D.Hira

**WPA 12981 of 2017
With
CAN 1 of 2017 (Old CAN 7838 of 2017)**

**Gangadhar Naskar
Vs.
State of West Bengal & Ors.**

**Mr. Arun Kumar Halder.
... for the petitioner**

**Mr. Sirsanya Bandopadhyay,
Mr. Debopriyo Karan.
... for the State**

The applicant/petitioner has filed the application being CAN 7838 of 2017, thereby praying for recall of the Court's order dated July 19, 2017.

By dint of the same, the Court has dismissed the writ petition being W.P. No. 12981 (W) of 2017, for default.

Accordingly, Mr. Arun Kumar Halder, learned counsel appearing for the applicant/petitioner, the petitioner could not have been represented before the Court on the particular date due to communication gap between the learned advocate and his clerk, for which, the writ petition would not have any role to bear.

The reason shown in the petition CAN 7838 of 2017 being beyond the control of the petitioner are substantive and sufficient.

Hence, the prayer of the applicant/petitioner in the said application is allowed.

Let the order of this Court passed in W.P. No. 12981 (W) of 2017 dated July 19, 2017 be recalled.

Let the writ petition being WPA No. 12981 of 2017 be restored in its original file and number.

Let the matter appear under the heading “Old Hearing Matters” on January 30, 2025.

(Rai Chattopadhyay, J.)