

23-08-2021

Item no. 1

Subrata

IN THE HIGH COURT AT CALCUTTA
Civil Appellate Jurisdiction

FMAT No.445 of 2021
Swapan Kumar Joardar & Ors.

-vs-

Nokulesh Chandra Joardar & Ors.
with
CAN No.1 of 2021

Mr. Asoke Kumar Banerjee, sr. adv.

Mr. Sarajit Sen, adv. ...for the appellants

Mr Banerjee, learned senior advocate appearing for the appellants, submits, on instructions, that his clients are not desirous of prosecuting this appeal.

In the circumstances, this appeal and the connected application are dismissed as withdrawn.

Interim order, if any, is vacated.

Mr Banerjee submits which we record that after withdrawal of this appeal, the appellants will take steps to take leave from the court below to withdraw from the suit with liberty to file a fresh one on the same cause of action, inasmuch as there is some technical defect in the plaint.

[I.P. Mukerji, J]

[Aniruddha Roy, J]

