

25.08.2021
Item no.4

Aloke
Ct. no.8

Through Video Conference

W.P.A. 12358 of 2021

**Kalidas Bandyopadhyaya & Anr.
Versus
State of West Bengal & Ors.**

Mr. Baidurya Ghosal, Advocate
... for the petitioners
Mr. Y.J. Dastoor, Id. A.S.G.
Mr. Phiroze Edulji, Advocate
Mr. Samrat Goswami, Advocate
... for the CBI
Mr. Kishore Datta, Id. AG
Mr. Amitesh Banerjee, Id. sr. standing counsel
Mr. Anirban Ray, Id. GP
Mr. Sayan Sinha, Advocate
... for the State
Mr. Kallol Kr. Basu, Advocate
Mr. Md. Jannat Ul Firdous, Advocate
... for the respondent nos. 11 & 12
Mr. Debu Chowdhury, Advocate
... for the Union of India
Mr. Supratim Dhar, Advocate
Mr. Kunal Ganguly, Advocate
... for the respondent nos. 13 & 14
Mr. Sabir Ahmed, Advocate
Mr. Abdur Rakib, Advocate
Mr. Apan Saha, Advocate
Mr. Shraman Sarkar, Advocate
... for the respondent no. 10

Learned Advocate appearing for the respondent nos. 13 and 14 draws the attention of the Court to the fact that the first petitioner filed a previous writ petition being WP No. 18433 (W) of 2017 (Taradas Bandhdhyay & Anr. vs. State of West Bengal & Ors.). He submits that the petitioners are guilty of suppression of material facts.

On the query from the Court as to whether the petitioners pleaded about the earlier writ petition being WP

No. 18433 (W) of 2017 in the present writ petition or not, the answer on behalf of the petitioners is in the negative.

Learned Advocate appearing for the petitioners seeks leave to withdraw the writ petition with liberty to file afresh on the selfsame cause of action.

The respondents are represented as noted above.

The prayer for withdrawal made on behalf of the petitioners is considered and allowed.

W.P.A. 12358 of 2021 is dismissed as withdrawn with liberty to file afresh on the selfsame cause of action.

(Debangsu Basak, J.)