

28.07.2022

**MAT 896 of 2022**  
**With**  
**CAN 1 of 2022**  
**Basudeb Samanta & Ors.**  
**Vs.**  
**Omkar Shaw & Ors.**

Mr. Anjan Bhattacharyya  
Mr. Purnendu Maity  
Mr. Sunny Nandy  
Ms. Anita Shaw

... ... for the appellants

Mr. Ashit Bhattacharyya  
Mr. Partha Sarathi Maitra

... ... for the respondent no.1

Mr. Somnath Bose

... ... for the CESC

This appeal is directed against the order of the learned Single Judge dated 6<sup>th</sup> June, 2022 passed in WPA 8355 of 2022.

The submission of learned counsel for the appellants is that the stand of the appellants is wrongly recorded by the learned Single Judge.

In view of this, learned counsel for the appellants seeks permission to withdraw this appeal with liberty to file an appropriate application for review before the learned Single Judge.

The prayer is allowed.

The appeal is dismissed as withdrawn with liberty as prayed.

**(Prakash Shrivastava, C.J.)**

**(Rajarshi Bharadwaj, J.)**