

Item No. 14

19.09.2022  
Ct-24

In The High Court At Calcutta  
Constitutional Writ Jurisdiction  
Appellate Side

WPA 17335 of 2021

Atanu Das

v.

The Municipal Commissioner, BMC & Ors.

Mr. Arunava Ghosh

Mr. Ayan Mitra

Mr. Chandan Mondal

... for the petitioner.

Mr. Indranil Roy

Mr. S.K. Roy

... for Dr. Sumit Chowdhury, Intervenor.

Mr. Rahul Karmakar

Mr. Saunak Mukherjee

... for the respondent nos. 4 & 5.

Mr. Tarak Karan

... for the State.

Mr. Sirsanya Bandopadhyay

Mr. Arka Kumar Nag

Mr. Tirthankar Dey

... for BMC.

It appears from the submissions made on behalf of the parties and upon perusal of the cause title of the writ petition that there are several incurable defects.

Leave has been sought for by the learned advocate for the petitioner to withdraw the writ petition with liberty to file afresh.

The said prayer of the petitioner seeking liberty to file afresh has been strongly opposed by the learned advocate representing the Intervenor, Dr. Sumit Chowdhury.

As the Court is not deciding the matter on merits the Court is not considering the submission that has been advanced by the learned advocate of the Intervenor.

The present writ petition stands withdrawn.

The petitioner will be at liberty to file fresh writ petition upon proper and better particulars.

Urgent photostat certified copy of this order, if applied for, be given to the parties after completion of all legal formalities.

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**(Amrita Sinha, J.)**