

Item No. 15

19.09.2022  
Ct-24

In The High Court At Calcutta  
Constitutional Writ Jurisdiction  
Appellate Side

WPA 17341 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.

The appearance of the learned advocates for the Bidhannagar Municipal Corporation was erroneously not recorded in the order dated September 9, 2022.

Be it recorded that the learned advocates appeared on behalf of the Bidhannagar Municipal Corporation on September 9, 2022.

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The present writ petition stands withdrawn.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.

Sh

**(Amrita Sinha, J.)**