

AD-25
Ct No.09
04.11.2022
TN

WPA No. 19731 of 2022
IA No: CAN 1 of 2022

Subrata Sadhukan
Vs.
The State of West Bengal and others

Mr. Tanmoy Chowdhury,
Ms. Rituprita Ghosh

.... for the petitioner

Mr. S.S. Koley

.... for the WBSEDCL

Affidavit-of-service filed in court today be kept
on record.

In Re: CAN 1 of 2022

Sufficient reasons have been shown by the
petitioner for absence on the relevant date.

Accordingly, CAN 1 of 2022 is allowed, thereby
recalling the order dated September 07, 2022,
whereby WPA No. 19731 of 2022 was dismissed for
default and restoring the said writ petition to its
original file and number.

There will be no order as to costs.

In Re: WPA No. 19731 of 2022

The writ petition is taken up for hearing as a
'Motion'.

In view of the submission of learned counsel for the petitioner, on instruction, that the petitioner wants to withdraw the writ petition with liberty to sue afresh on the self-same cause of action upon furnishing further particulars, WPA No. 19731 of 2022 is dismissed as withdrawn with liberty to the petitioner to file a fresh writ petition on the self-same cause of action.

There will be no order as to costs.

Urgent photostat certified copies of this order, if applied for, be made available to the parties upon compliance with the requisite formalities.

(Sabyasachi Bhattacharyya, J.)