

**IN THE HIGH COURT AT CALCUTTA
CIVIL APPELLATE JURISDICTION**

**F.M.A.T. 393 of 2022
With
CAN 1 of 2022**

**Vaishali Das & Ors.
Vs.
Nemai Kumar Das**

**Mr. K.K. Maiti
Mr. Tapan Bhanja**

... For the Appellants.

Re: CAN 1 of 2022

On instruction Mr. Maiti, learned advocate for the appellants submits that his client is desirous of withdrawing this appeal with liberty to file an application under Article 227 of the Constitution of India on the self-same cause of action.

The court appreciates the mistake of learned counsel and grants such leave.

The appeal(FMAT 393 of 2022) and the connected application(CAN 1 of 2022) are dismissed as withdrawn.

The certified copy of the impugned judgement and order filed with the memorandum of appeal may be returned to the advocate on record for the appellants by the department by 21st September, 2022.

S.D.

(I.P. Mukerji, J.)

(Biswaroop Chowdhury, J.)

