

**MAT 1829 of 2022
With
CAN 1 of 2022**

**Sri Sudip Roy
Vs.
The State of West Bengal & Ors.**

Mr. Jayanta Samanta
Mr. Nitankar Dutta Banik
... ... for the appellant
Mr. Amitesh Banerjee, Sr. Adv.
Ms. Ipsita Banerjee
... ... for the State
Mr. Ziaul Islam
... ... for the respondent no.11

This intra-court appeal is at the instance of the writ petitioner challenging the order of the learned Single Judge dated 16th November, 2022 passed in WPA 17921 of 2022 wherein the petitioner's consent to pay a sum of ₹15,000/- (Rupees fifteen thousand only) to his mother by 18th November, 2022 has been recorded.

Learned counsel for the appellant submits that the appellant (writ petitioner) had never agreed to pay the said amount. If that is so, then the proper remedy available to the appellant is to file an appropriate application before the learned Single Judge seeking review/modification of the order under appeal.

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

The appeal is dismissed as withdrawn with liberty as prayed for.

Connected application is also dismissed as withdrawn.

(Prakash Shrivastava, C.J.)

(Rajarshi Bharadwaj, J.)