

IN THE HIGH COURT AT CALCUTTA
CIVIL APPELLATE JURISDICTION

F.M.A.T. 474 of 2022
With
CAN 1 of 2022

Md. Rafiqul Islam Mistry
Vs.
Moresalim Mistry and Ors.

Mr. Mukteswar Maity ... **For the Appellant.**

Mr. Sandip Das **For the Respondent.**

Re: CAN 1 of 2022

Learned counsel for the appellant submits that this appeal has been filed by mistake. He wants to withdraw it and file a proceeding under the civil revision jurisdiction.

Such leave is granted to file the said application on the self-same cause of action as in the appeal.

The appeal and the connected application (CAN 1 of 2022) are treated as dismissed as withdrawn with the aforesaid liberty.

Liberty is granted to the advocate on record for the appellant to take back the certified copy of the impugned order from the department upon furnishing a photocopy thereof which shall be retained by the department after due verification.

S.D.

(I.P. Mukerji, J.)

(Biswaroop Chowdhury, J.)

