

09.10.2023
SL No.19
Court No.8
(gc)

FMA 252 of 2015
CAN 1 of 2015 (Old No: CAN 667 of 2015)

Aminur Rahaman
Vs.
The State of West Bengal & Ors.

1. The parties are not represented nor any accommodation is prayed for on behalf of the parties.
2. The appeal had appeared in the warning list of cases on and from 19th September, 2023 with a clear indication that the said matter shall be transferred to the Regular Bench on 6th October, 2023. The appeal is again listed today in the main cause list. All the parties have sufficient notice about the listing of the matter before the Regular Bench on and from 6th October, 2023.
3. The appeal was filed on 10th September, 2014. The record shows that no attempt has been made to move this appeal after it was filed. No step has been taken to serve notice and prepare paper books. It clearly shows that the appellant is not interested to proceed with the appeal and has virtually abandoned the appeal. However,

we consider the materials on record and the impugned order.

4. However, having regard to the fact that neither the petitioner nor the school could produce any document relating to the appointment of the petitioner as an assistant teacher in the year 2002, we are of the view that the learned Single Bench was justified in dismissing the writ petition.
5. Under such circumstances, the appeal and the application stand dismissed.
6. However, there shall be no order as to costs.

(Uday Kumar, J.)

(Soumen Sen, J.)