

D/L
Item No. 06
18.09.2023
KOLE

**FMA 167 of 2023
With
IA CAN 1 of 2023**

**Mihir Chakraborty
-Vs.-
The State of West Bengal & Ors.**

*Mr. Dhananjay Banerjee,
Mr. S. Majumder*

...for the appellant.

*Mr. Biswabrata Basu Mallick, Ld. AGP.
Mr. Sayan Dutta,*

...for the State.

*Mr. Srijan Nayek,
Mr. R. Maitra,
Mr. B. Das,*

...for the respondent nos. 2 and 3.

*Mr. Achintya Kr. Banerjee,
Mr. I. Banerjee,*

...for the Municipality.

There are various defects in the papers filed in this appeal. On the request made by learned Advocate for the appellant, we permit the appellant to withdraw this appeal with liberty to file afresh on the self-same cause of action.

Accordingly, the appeal and the application are dismissed.

Let the certified copy of the impugned order be returned to learned Advocate for the appellant upon a true copy of the order being filed in Court.

(Arijit Banerjee, J.)

(Apurba Sinha Ray, J.)