

Item-14. 10-10-2023

sg Ct. 8

FMA 1652 of 2015

Swapan Dalui

Versus

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 12.03.2015. 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 appellants are not interested to proceed with the appeal and have virtually abandoned the appeal.
4. However, we have considered the materials on record and the impugned order. It seems that the writ petition was dismissed as not effective step was taken for disposal of the writ petition from 1998. The writ petitioner appears to have virtually abandoned the writ petition.
5. On such consideration, we do not find any to interfere with the order of the learned Single Judge. The appeal fails and, accordingly, is dismissed.

(Uday Kumar, J.)

(Soumen Sen, J.)

