

31.07.2023
Item No. 139
BR

WPA 9452 of 2023

Malina Das
-vs
The State of West Bengal & Ors.

Mr. Mukteswar Maity,
Mr. Md. Abdul Halim,
Ms. Nupur Chaudhuri,

.... For the petitioner

Mr. Sirsanya Bandopadhyay,
Mr. Arka Kumar Nag
... for the State

Death certificate filed is taken on
record.

Learned counsel for the petitioner
submits that petitioner passed away
during pendency of the writ petition.
As such, the writ petition may be
dismissed as infructuous. However, the
son of the petitioner shall, instead of
praying for substitution in the present
case, be permitted to file a similar
application on the selfsame grounds.

Accordingly, the writ petition is disposed of, however, without any order as to costs..

However, this order will not preclude the son of the petitioner from filing a fresh application on the selfsame grounds.

Urgent photostat certified copy of this order, if applied for, be given to the parties as expeditiously as possible.

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(Jay Sengupta, J.)