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04.9.2023

Ct-08

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MAT 1918 of 2011

**The State of West Bengal & Anr.
Vs.
Soma Majumdar & Ors.**

with

MAT 1924 of 2011

**The State of West Bengal & Ors.
Vs.
Chumki Sarkar & Ors.**

Ms. Tapati Samanta

... For the Appellants in
both the appeals

Mr. Kallol Bose

Mr. Sanat Kumar Das

Mr. Sujan Chatterjee

Mr. Suvodip Bhattacharya

... For the writ petitioner in
both the appeals

1. We have heard the learned counsel
appearing for the parties.

2. Learned counsel for the State has
submitted that during the pendency of the
appeal all service benefits have been extended to
the writ petitioner and the writ petitioner has
rejoined the service.

3. In view of the acceptance and compliance
of the judgment of the learned Single Judge by
the State appellants and having regard to the
fact that the writ petitioner's service has been
restored in terms of the order 11th May, 2011
and the writ petitioner has been continuously

working since then, we do not propose to interfere with the order passed by the learned Single Judge.

4. On such consideration, the appeal fails.

5. In view of the aforesaid order the appeal being MAT 1918 of 2011 and MAT 1924 of 2011 stand dismissed.

6. However, there shall be no order as to costs.

7. Urgent Photostat certified copy of this order, if applied for, be given to the parties on usual undertaking.

(Uday Kumar, J.)

(Soumen Sen, J.)

