

Court No.
13.01.2023

(Item No. 66)

(AB)

IN THE HIGH COURT AT CALCUTTA
Constitutional Writ Jurisdiction
Appellate Side

WPA 27903 of 2022

Arup Mandal & Anr.
VS
The State of West Bengal & Ors.

Mr. Shaunak Ghosh
Mr. Sourav Mondal
.... For the petitioners
Mr. Siraj Gooptu
.... For the State

Supplementary affidavit filed by the writ petitioners today in Court, is taken on record.

When the writ petition has been taken up for consideration today, Mr. Shaunak Ghosh, learned counsel appearing for the writ petitioners placed a decision of the respondent No. 2 dated January 9, 2023, the same is taken on record.

It appears from the said decision dated January 9, 2023 that, the representation of the petitioners dated **November 14, 2022, Annexure P-6** to the said writ petition has already been disposed of.

In view of the said decision dated January 9, 2023, this present writ petition cannot survive any further. If the petitioners seek to challenge the said decision dated January 9, 2022 then a new and independent cause of action will be here.

In view of the above, this writ petition being **W.P.A. 27903 of 2022** stands dismissed as infructuous.

However, dismissal of this writ petition shall not preclude the petitioners to challenge the said decision dated January 9, 2023 strictly in accordance with law, in the event, the petitioner is advised to do so.

(Aniruddha Roy, J.)