

**Calcutta High Court
In the Circuit Bench at Jalpaiguri
Appellate Jurisdiction**

3 14.09.2023
spal Ct. no. 2

WPA/797/2023

**SURESH KUMAR RAI
VS
THE STATE OF WEST BENGAL
AND ORS**

Mr. Subir Kumar Saha
Ms. Bedashruti Bose
...For the State

None appears on behalf of the petitioner nor is any adjournment prayed for on their behalf even in the second call.

It is submitted on behalf of the State respondents that the entire case of the petitioner for recovery of an amount of Rs.7,08,213/- along with interest on account of refund of pensionary benefits is misconceived and erroneous. There has been gross suppression in this case. The petitioner had taken voluntary retirement from service on medical grounds before attaining the age of 58. The wife of the petitioner has also been given compassionate appointment. In such circumstances, the writ petition is liable to be dismissed on the ground of suppression.

The matter has been repeatedly adjourned when the petitioner has remained unrepresented.

In view of the repeated non-appearance of the petitioner, WPA/797/2023 stands dismissed for default.

(Ravi Krishan Kapur, J.)