

09.12.2024
Item No.5
PG/KS
Ct. No.8

**M.A.T. 1986 of 2024
With
IA No. CAN 1 of 2024
+
CAN 2 of 2024
Sk. Sajid & Ors.
Versus
Miss Shagufta Sulaiman & Ors.**

Mr. Chandra Sekhar Jha
Mr. Manoj Kumar Khatua
Mr. Aditya Kumar
Mr. Yash Jafar

.....For the Appellants

Mr. Swapan Banerjee, Ld. A.G.P.
Ms. Sumita Shaw
Mr. Biswajit Dutta

.....For the State

Mr. Vimal Kumar Shahi
Mr. Swapan Debnath

.....For the Kolkata Municipal Corporation

1. Counsel for the appellants submits that there is a fatal defect in the instant appeal and therefore, prays for withdrawal of the same with liberty to file afresh on the self-same cause of action.
2. In such view of the matter, the appellants are permitted to withdraw the instant appeal with liberty to file afresh challenging the self-same order in accordance with law.
3. There shall be, however, no order as to costs.
4. Urgent photostat certified copy of this order, if applied for, be given to the parties on completion of usual formalities.

(Harish Tandon, J.)

(Hiranmay Bhattacharyya, J.)