

23.12.2024
Ct. No. 2
Sl. No. 1
Moumita

**IN THE HIGH COURT AT CALCUTTA
Constitutional Writ Jurisdiction
Appellate Side**

WPA 26689 of 2024

**Evergreen Minerals Private Limited and Anr.
Vs
The State of West Bengal and Ors.**

**Mr. Gobinda Kar
...For the petitioners.**

**Mr. Sanjay Saha
Mr. Raju Mondal
....For the Respondent nos. 2 to 7.**

Mr. Gobinda Kar, learned counsel appears for the petitioners. He submits that he has received instruction, though he has not produced a copy of any written instruction but on the basis of such instruction he prays for withdrawal of this writ petition and to file afresh on the self-same cause of action.

Mr. Sanjay Saha, learned counsel appears for the respondent nos. 2 to 7. He submits that this writ petition is not otherwise maintainable.

Therefore, even if this court grants leave to the petitioner to file afresh the writ petition on the self-same cause of action, the point of maintainability may be kept upon.

In view of the above, this writ petition **WPA 26689 of 2024** stands **dismissed as withdrawn** with leave to file afresh on the self-same cause of action. However, if the writ petition is filed the point of

maintainability, as taken by the respondents, shall be decided first.

(Aniruddha Roy, J.)