

**06.12.2024**

Item No. 19

Crt.No.02

b.r.

**WPA 28129 of 2024**

***Sk. Islam***

***-vs-***

***The State of West Bengal & Ors.***

**Mr. Shahan Shah**

**Mr. Aninda Bhattacharya**

**Mr. Sudip Sarkar**

**Mr. K.P. Santra**

**.... For the petitioner.**

**Mr. Soumitra Bandyopadhyay, Sr. Govt.**

**Adv.**

**Mr. Priyabrata Batabyal**

**.... For the State.**

Affidavit of service filed in Court today, is taken on record.

Mr. Shahan Shah, learned advocate appears for the petitioner.

Mr. Soumitra Bandyopadhyay, learned State counsel appears for the respondent nos. 1 to 6.

None appears for the private respondents.

Learned counsel for the petitioner submits that since there is a formal defect in the writ petition, leave may be granted to the petitioner to withdraw the same and to file afresh on the self-same cause of action after curing the defect.

Accordingly, this writ petition, **WPA 28129 of 2024** stands **dismissed as withdrawn** with liberty

to file afresh on the self-same cause of action after curing the defect.

Photostat certified copy of this order, if applied for, be furnished expeditiously.

**(Aniruddha Roy, J.)**