

Court No. 2
02.12.2024
(Item No. 4)
(AB)

IN THE HIGH COURT AT CALCUTTA
Constitutional Writ Jurisdiction
Appellate Side

W.P.A. 27299 of 2023
+
CAN 1 of 2024
+
CAN 2 of 2024

Niranjan Hazra
VS
The State of West Bengal & Ors.

Mr. Probal Sarkar
..... for the petitioner
Mr. Kushal Das
..... for the State

In Re: **CAN 2 of 2024**

This is an application seeking condonation of delay for about **57 days** in filing the application for restoration of a writ petition which was dismissed for default on January 4, 2024.

Mr. Probal Sarkar, learned advocate appears for the petitioner/applicant.

Mr. Kushal Das, learned advocate appears for respondent No. 2.

None appears for the rest of the respondents.

Considering the averments made in the writ petition this Court is satisfied that sufficient cause has been made out as to why the petitioner was prevented in applying for restoration of the writ petition in time. The delay stands condoned.

Accordingly, the application being **CAN 2 of 2024** stands **allowed**.

In Re: **CAN 1 of 2024**

In view of the order passed in **CAN 2 of 2024** and since sufficient cause has been made out in the application the order of dismissal dated **January 4, 2024** stands **recalled**.

The writ petition stands restored to its original file and number.

Accordingly application being **CAN 1 of 2024** stands **allowed**, without any order as to costs.

(Aniruddha Roy, J.)