

D/L.3.
March 9, 2026.
MNS.

FA No. 36 of 2026

Kaajal Kumari Agarwal
Vs.
Joginder Agarwal

Mr. Ajeyo Chowdhury

... for the appellant.

1. Learned counsel for the appellant submits that the appellant seeks to withdraw the appeal with liberty to sue afresh on the selfsame cause of action, since the grounds mentioned in the memorandum are not adequate.
2. In such view of the matter, FA No. 36 of 2026 is dismissed as withdrawn, with liberty to the appellant to file a fresh appeal challenging the selfsame impugned judgment and decree as assailed in the instant appeal.
3. The learned Advocate-on-record for the appellant is granted leave to take back the certified copies of the impugned judgment and decree from the Department for the above purpose, upon furnishing photocopies thereof.
4. There will be no order as to costs.

(Supratim Bhattacharya, J.) (Sabyasachi Bhattacharyya, J.)