

Party Name : RATAN ROY Vs THE UNION OF INDIA & ORS

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The instant application is filed by the petitioner for setting aside the order dated 17.06.2014 in WP(C) 57/2012 relating to dismissal for default and also to restore the aforesaid writ petition in its original file. Mr. Chakraborty while urging for setting aside the aforesaid order of dismissal for default and for restoring the connected writ petition in its original file would contend that on that date the learned counsel for the petitioner were busy in Court No. 1 and were doing the final hearing of item No. 2 in that court and when the matter was taken up by this Court they could not appear. He further submits that the petitioner has already been dismissed from service on the basis of cancellation of his caste certificate. Learned counsel appearing for the other side did not object to the prayer for restoration of the aforesaid writ petition. In view of the above, the order dated 17.06.2014 in WP(C) 57/2012 is hereby set aside and the connected writ petition is restored to its original file. With the aforesaid order the instant CM application is allowed and accordingly disposed of.