

S/L 22  
21.02.2025  
Court. No. 551  
*Suwayan*

**WPA 5052 of 2016  
With  
CAN 2 of 2024  
(Application not in the file)**

**Prabhu Dayal Jhunjhunwala  
@ Jhungarivala & Ors.  
Vs.  
State of West Bengal & Ors.**

*Mr. Debasish Chattopadhyay  
Mr. Tirthankar Basu*

*...for the petitioners.*

**In Re: CAN 2 of 2024**

1. It is submitted on behalf of the writ petitioners that during the pendency of the instant writ petition the writ petitioner No. 1, Prabhu Dayal Jhunjhunwala @ Jhungarivala had died. It is further submitted by the learned Advocate for the writ petitioners that in the meantime he has filed an application for substitution being CAN 2 of 2024.
2. A.C.O. of this Court reports that though CAN 2 of 2024 is reflected in today's list but the original CAN 2 of 2024 is not tagged with the instant file.
3. In view of such, learned Advocate for the writ petitioners has filed an authenticated copy of CAN 2 of 2024 which is taken on record.
4. By filing CAN 2 of 2024 the writ petitioners have prayed for substitution of the legal heirs of the deceased writ petitioner No. 1 particulars of whom have been given at page No. 5 of the said application. It reveals further

that such substitution application is filed within the period of limitation.

5. Accordingly, CAN 2 of 2024 is hereby allowed and disposed of.

6. Department is directed to delete the name of the deceased writ petitioner No. 1 from the cause title of the instant writ petition and in its place the names and particulars of the legal heirs of the deceased writ petitioner No. 1, particulars of whom has been mentioned at page No. 5 of CAN 2 of 2024, be incorporated.

7. Liberty is given to the learned Advocate for the writ petitioners to file Vakalatnama on behalf of the substituted writ petitioner No. 1a, Shri Gopi Kumar and petitioner No. 1b, Shri Chandan Kumar preferably within seven days from today.

8. Let the matter be listed in the Monthly List of March, 2025 under the same heading.

**(Partha Sarathi Sen, J.)**