



**Upper Tribunal
(Immigration and Asylum Chamber)**

Appeal Number: IA/19923/2014

THE IMMIGRATION ACTS

**Heard at Field House
On 3 November 2015**

**Decision and Reasons
Promulgated
On 6 November 2015**

Before

DEPUTY UPPER TRIBUNAL JUDGE SAFFER

Between

SECRETARY OF STATE FOR THE HOME DEPARTMENT

Appellant

and

**RITU DHINDAW
(NO ANONYMITY ORDER MADE)**

Respondent

Representation:

For the Appellant: Mr Bramble, a Home Office Presenting Officer

For the Respondent: Mr Trussler of Counsel

NOTICE OF ABANDONMENT

Background

1. The Secretary of State refused Miss Dhindaw's application for leave to remain on 1 April 2014. Her appeal against that decision was allowed by First-tier Tribunal Judge Osborne ("the Judge") on article 8 grounds only following a hearing that concluded on 28 January 2015. Upper Tribunal Judge Blum granted permission to appeal on 5 June 2015.

The hearing before me

2. Mr Bramble produced evidence that on 1 June 2015 Miss Dhindaw was granted leave to remain outside the Immigration Rules until 1 December 2017. Mr Trussler told me that she was in India. I note that an application for an adjournment made on her behalf due to her mother's ill health in India was refused on 29 October 2015. That application did not say that Miss Dhindaw was in India.

Discussion

3. I am satisfied that, pursuant to rule 17A (1) (a) and (b) of the Tribunal Procedure (Upper Tribunal) Rules 2008, the appeal is deemed to have been abandoned as Miss Dhindaw has left the United Kingdom and been granted leave to remain here.

Notice:

The appeal made by Miss Dhindaw for leave to remain in the United Kingdom is abandoned.

Signed:

Deputy Upper Tribunal Judge Saffer
4 November 2015