



**Upper Tribunal
(Immigration and Asylum Chamber) Appeal Numbers: IA/37052/2014**

THE IMMIGRATION ACTS

**Determined at Field House
On 30 October 2015**

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

Before

UPPER TRIBUNAL JUDGE O'CONNOR

Between

Mr Glove Finnigan Dudney

Appellant

and

Secretary of State for the Home Department

Respondent

NOTICE OF DECISION

1. The appellant is a citizen of Jamaica. He appealed to the First-tier Tribunal against a decision of the Secretary of State dated 4 September 2014. This appeal was allowed by FtT Judge Malone in a decision of 3 June 2015, to the extent that the Respondent's decision was found to be not in accordance with the law. The matter was remitted to the Secretary of State "*for her further proper consideration*". The FtT Judge "*dismissed the appeal under the Immigration Rules.*"
2. Permission to appeal to the Upper Tribunal was thereafter granted to the appellant by FtT Judge Lever.
3. By way of a letter dated 22 October 2015 the appellant notified the Upper Tribunal that he had been informed by the Respondent that he is to be granted leave to remain. In such circumstances a request was made for permission to withdraw his appeal before the Upper Tribunal.

4. Consent of the Upper Tribunal is required for a party to withdraw its case. Having carefully considered the facts of this appeal as a whole, I give such consent to the appellant.
5. Accordingly with my consent, and pursuant to rule 17(5) of the Tribunal Procedure (Upper Tribunal) Rules 2008, this appeal is recorded as "Withdrawn with the consent of the Upper Tribunal". This is a Notice pursuant to rule 17(5) to inform the parties that the appellant's case is withdrawn.
6. The effect of the appellant's case being withdrawn from the Upper Tribunal is that the proceedings before the Upper Tribunal are at an end. There is no appeal before the Upper Tribunal and the First-tier Tribunal's decision shall stand.

Signed:

M O'Connor

Upper Tribunal Judge O'Connor

Date: 30 October 2015