

Court No. - 7

Case :- WRIT - A No. - 8693 of 2023

Petitioner :- Prabha Savita

Respondent :- Election Commission Of India Thru Chief
Election Commission And 3 Others

Counsel for Petitioner :- Dharmendra Kumar Misra

Counsel for Respondent :- Kaushlendra Yadav, Abhinav
Singh, C.S.C.

Hon'ble Abdul Moin, J.

1. Heard learned counsel for the petitioner, Sri O.P. Srivastava, learned Senior Advocate, assisted by Sri Kaushlendra Yadav and Ms. Anupriya Yadav, learned counsel for respondent no.1, learned Standing Counsel for respondents no.2 and 3 and Sri Abhinav Singh, learned counsel for respondent no.4.

2. With the consent of learned counsel for the parties, the writ petition is being decided finally.

3. Learned counsel for the petitioner after arguing at some length states that although the petitioner has been assigned Booth Level Officer election duty yet on account of her illness she is not in a position to perform duty and prays that in this regard the petitioner has already represented the matter before the respondent No.3 on 25.10.2023, a copy of which is part of Annexure-3 to the writ petition, which may be directed to be decided within a fixed time frame to which learned counsels appearing for the respondents have no objection.

4. Accordingly, without entering into the merits of the case but considering that the representation moved by the petitioner is pending for consideration before respondent no.3, present petition is **disposed of** with a direction to respondent No.3 to decide the representation of the petitioner dated 25.10.2023, a copy of which is part of Annexure-3 to the writ petition, in accordance with law by means of a reasoned and speaking order within a period of ten days from the date of receipt of a certified copy of this order.

5. While sending the certified copy of this order the petitioner would also annex a copy of the representation dated 25.10.2023.

Order Date :- 7.11.2023

A. Katiyar