

04.05.2023
Item Nos.14-15
gd/ssd

MAT/411/2023
IA NO: CAN/1/2023, CAN/2/2023
WEST BENGAL PHARMACY COUNCIL AND ANR.
VS
RUSHA PODDER AND ORS.
with
WPA(P)/164/2023

ABDUL OHAB
VS
STATE OF WEST BENGAL AND ORS.

Mr. Kishore Datta,
Mr. Avik Ghatak,
Mr. Soham Banerjee,
Mr. Parashar Baidya,
Mr. Soham De Dhara
..for the Appellants in
MAT 411 of 2023 and
for the Respondent No.7 in
WPA(P) 164 of 2023.

Mr. Tapan Kumar Mukherjee,
Ms. Debdooti Dutta
..for the State in
MAT 411 of 2023.

Ms. Amrita Panja Moulick
..for the State in
WPA(P) 164 of 2023.

Mr. Aniruddha Chatterjee,
Mr. Rahul Karmakar,
Ms. Gargi Goswami,
..for the Respondent in
MAT 411 of 2023.

Mr. Ananta Shaw,
Mr. Falguni Bandyopadhyay,
Ms. Sreetama Neogi,
Ms. Riya Ballav
..for the Applicants in
CAN 2 of 2023 of
MAT 411 of 2023 and
for the petitioner in
WPA(P) 164 of 2023.

Re: MAT 411 of 2023

1. Heard learned advocates for either of the parties.

2. Hearing is concluded and judgment is reserved.

Re: WPA(P) 164 of 2023

3. The writ petition has been filed as a public interest litigation to recall the election notice dated 14th September, 2022.

4. Admittedly, the elections are already over. That apart, there was a challenge by the set of candidates whose nominations were rejected by filing a writ petition before this Court in WPA 509 of 2023 which has been allowed by judgment dated 28th February, 2023 and as against the said judgment the West Bengal Pharmacy Council has preferred an appeal being MAT 411 of 2023 and the said appeal has been fully heard and judgment has been reserved. In the light of the same, at this juncture it would not be necessary to entertain this public interest litigation.

5. Accordingly, the writ petition stands disposed of leaving all the issues pointed out by the writ petitioner open for consideration as and when the need arises.

**(T. S. SIVAGNANAM)
ACTING CHIEF JUSTICE**

(HIRANMAY BHATTACHARYYA, J.)

