

SL 23  
18.07.2023  
AGM

**In The High Court At Calcutta  
Constitutional Writ Jurisdiction  
Appellate Side**

**W.P.A 16765 of 2023**

**Tonuja Khatun  
-versus  
The State of West Bengal & Ors.**

**Mr. Ajitesh Pandey  
Ms. Monidipa Mondal  
Mr. Zohaib Rauf  
Mr. Zubeen Pandey  
...For the Petitioner.**

**Ms. Sonal Sinha,  
Mr. Tarun Kumar Chatterjee  
Mr. Sujit Gupta  
Mr. Sayan Datta  
Mr. Soumen Chatterjee  
...For the State Election Commission.**

**Mr. Santanu Mitra  
...For the State.**

The petitioner contested the Panchayat General Elections, 2023 from Jagtai-II Gram Panchayat.

The petitioner submits that from the Form 18 signed by the Presiding Officer on 8<sup>th</sup> July, 2023, it appears that the total number of votes which were polled is 1264. From the result sheet it appears that only 1172 votes were counted.

The petitioner submits that she lost by 57 votes. All total 92 ballot papers were not counted at all.

It appears that the petitioner is yet to lodge a formal complaint before the competent authority highlighting her grievances.

In view of the above, the instant writ petition is disposed of granting liberty to the petitioner to lodge formal complaint before the State Election Commission giving details of the documents relied upon by the petitioner supported by proper facts and figures.

In the event such a complaint is lodged by tomorrow, the same shall be considered by the State Election Commission at the earliest but positively by 2<sup>nd</sup> August, 2023.

A formal order shall be passed and communicated to the petitioner immediately thereafter.

The writ petition stands disposed of.

Urgent certified photocopy of this order, if applied for, be supplied to the parties expeditiously on compliance of usual legal formalities.

**( Amrita Sinha, J.)**