

Item No.21

In The High Court At Calcutta
Constitutional Writ Jurisdiction
Appellate Side

21.07.2023
Ct-24

WPA 16906 of 2023

Saber Mallick

v.

**The Secretary of West Bengal Election Commission &
Ors.**

Mr. Sabyasachi Chatterjee

Mr. Imtiaz Ahmed

Mr. Sandipan Das

Mr. Sayan Banerjee

Mr. Amar Faruk Gaji

Mr. Subhrajit Saha

Mr. Badrul Karim

Mr. Kiron Sk

... for the petitioner.

Mr. Anuran Samanta

... for the respondent no. 3.

The petitioner contested the Panchayat General Elections, 2023. His allegation is that there has been serious malpractice at the time of counting of votes. Objection was filed before the State Election Commission and the other authorities.

None has been considered till date.

Without going into the merits of the allegation made in the complaint filed by the petitioner, the instant writ petition is disposed of by directing the State Election Commission to look into the complaint filed by the petitioner at the earliest, but positively within a

period of ten days from the date of communication of a copy of this order.

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

The learned advocate for the petitioner is directed to forward a copy of the complaint dated July 14, 2023 to the State Election Commission at the time of communicating the order of the Court.

The Panchayat Returning Officer is directed to properly preserve the CCTV/Video footages and the ballot papers and to produce the same as and when called for.

The writ petition stands disposed of.

Urgent photostat certified copy of this order, if applied for, be given to the parties on usual undertaking.

Sh.

(Amrita Sinha, J.)