

Item No.18

In The High Court At Calcutta
Constitutional Writ Jurisdiction
Appellate Side

25.07.2023
Ct-24

WPA 17103 of 2023

Samima Yeasmin

v.

The State of West Bengal & Ors.

Mr. Ziaul Haque

Mr. Kartick Das

...For the petitioner.

Mr. Lalit Mohan Mahata

Mr. Jagabandhu Roy

... For the State.

Ms. Sonal Sinha

Mr. Tarun Kumar Chatterjee

Mr. Sujit Gupta

Mr. Sayan Datta

Mr. Soumen Chatterjee

...For the State Election Commission.

The petitioner contested the Panchayat General Elections, 2023.

She alleges that on the date of counting she was leading by twelve votes but thereafter the counting agent was beaten mercilessly and thrown out from the counting center. The petitioner lost by eight votes.

Prayer for recounting was filed before the Panchayat Returning Officer on July 13, 2023. The same is yet to be disposed of.

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 Panchayat Returning Officer 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 13, 2023 to the Panchayat Returning Officer 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 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.)