

SL 64
01.08.2023
AGM

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

W.P.A 17340 of 2023

**Najmin Akhtara
-versus
The State of West Bengal & Ors.**

**Mr. Ekramul Bari
Sk. Imtiaj Uddin
...For the Petitioner.**

**Mr. Tarun Kumar Chatterjee
Mr. Sujit Gupta
Mr. Sayan Datta
Mr. Soumen Chatterjee
...For the Election Commission.**

**Mr. Amal Kumar Sen
Ms. Jaladhi Das
... For the State.**

**Mr. Sabyasachi Chatterjee
Mr. Sandipan Das
Mr. Badrul Karim
Mr. Subhrajit Saha
... for the respondent no. 9.**

The petitioner contested the Panchayat General Elections, 2023 and lost by 16 votes.

The allegation of the petitioner is that her counting agent was mercilessly beaten and thrown out from the counting centre. A complaint was lodged immediately but there is no response till date.

Without going into the merits of the allegations of the petitioners, as it appears that a representation is pending consideration before the State Election Commission, accordingly, the instant writ petition is disposed of by directing State Election Commission to

consider and dispose of the representation filed by the petitioner in accordance with law at the earliest but positively within a period of ten days from the date of communication of this order.

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

The CCTV/Video footages and the ballot papers in respect of the concerned constituency shall be properly preserved and be produced before the Court as and when directed.

Learned advocate for the petitioners is directed to forward a copy of the representation dated 11th July, 2023 seeking consideration along with all supporting documents to the aforesaid respondent at the time of communicating the order of the Court.

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.)