

SL 101
31.07.2023
AGM

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

W.P.A 17356 of 2023

**Baijit Baidya
-versus
The Secretary of West Bengal Election Commission
& Ors.**

**Mr. Sabyasachi Chatterjee
Mr. Sandipan Das
Mr. Sayan Banerjee
Mr. Badrul Karim
Mr. Kiran Sk
Mr. Dipankar Das
Mr. Suman Sarkar
...For the Petitioners.**

**Mr. Lalit Mohan Mahato
Mr. Ziaul Haque
...For the State.**

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

**Mr. Anuran Samanta
... For the respondent no. 3.**

**Mr. Billadal Bhattacharya
Mr. Tirthapati Acharya
... For the Union of India.**

The petitioner contested the Panchayat General Elections, 2023.

He prays for re-poll on the ground that several illegalities took place on the date of poll as well as on the date of counting.

The petitioner lodged repeated complaints before the respondent authorities. None has been considered.

From the documents annexed to the writ petition, it appears that the request for re-poll due to voting irregularities was lodged long after the declaration of the results.

In view of the above, the prayer of the petitioner for consideration of the representation cannot be allowed.

The writ petition fails and is hereby dismissed.

Dismissal of the writ petition will however not stand in the way of the petitioner to approach the appropriate forum by way of an election petition for redressal of her grievances, if so advised.

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.

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

(Amrita Sinha, J.)