

SL 39
02.08.2023
AGM

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

W.P.A 17400 of 2023

**Shri Ashish Biswas
-versus
The State of West Bengal & Ors.**

**Mr. Lokenath Chatterjee
Mr. Sumon Chattopadhyay
Ms. Sabita Roy
Mr. Rahul Sarkar
Ms. Dipika Sarkar
Mr. Siddhant Srivastava
...For the Petitioner.**

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

**Mr. Lalit Mohan Mataho
Mr. Ziaul Haque
... for the State.**

The petitioner contested the Panchayat General Elections, 2023.

He raises several issues with regard to the illegalities committed on the day of counting.

Complaint was lodged before the Sub Divisional Officer on 13th July, 2023 which is yet to be considered.

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 by 10th of August, 2023.

A reasoned order shall be passed and communicated to the petitioner 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 petitioner is directed to forward a copy of the representation dated 13th 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.)