

WPA 7717 of 2026

**Madan Mardi & Ors.
Vs.
The State of W. B. & Ors.**

Mr. Gangadhar Das
Mr. Tanmoy Chattopadhyay ...for the petitioners.

Mr. Pantu Deb Roy
Mr. Pannalal Bandyopadhyay ...for the State.

Mr. Deboleena Ghosh
...for the respondent nos.9 & 10.

Mr. Rivu Dutta
Ms. Aishwarya Rajyashree
Mr. Chandra Gupta Kamal
Mr. Rhitam Chatterjee ...for the UOI.

Mr. Anamika Pandey
Ms. Sayanwita Auddya ...for respondent no.12.

Affidavit of service filed by the petitioners is taken on record.

Learned counsel for the petitioners submits that despite submitting no confidence motion against the Sabhapati, Old Malda Panchayat Samity, being the 10th respondent herein seeking her removal from the post in terms of Section 101 of the West Bengal Panchayat Act.

The Sub-Divisional Officer, Malda Sadar, being the prescribed authority, verified the documents submitted before him. Despite the same, no meeting has been called by him in terms of Section 101(3) of the Act till date, though the statutory period for calling such meeting and disposal of the application is over.

Learned counsel for the State submits, on instructions the Sub-Divisional Officer, Malda Sadar arranged for such meeting and sought police assistance in order to avoid any law and order issue. He was not provided with such assistance due to the ensuing election.

Learned counsel seeks accommodation to complete the process immediately after the election is over.

In view of the above, the Sub-Divisional Officer, Malda Sadar, being the 5th respondent herein, is directed to convene the meeting in terms of Section 101(3) of the Act within 8th May, 2026 and take the procedure to its logical conclusion in terms of Section 101 of the Act.

The writ petition is disposed of accordingly.

There shall, however, be no order as to costs.

Since no affidavit is invited, the allegations contained in the writ petition are deemed not to have been admitted.

Urgent certified website copy of this order, if applied for, be supplied to the parties upon compliance with all requisite formalities.

(Suvra Ghosh, J.)