

Item No.- 67
09.09.2026
Court No. 25
Rohan

**In the High Court at Calcutta
Constitutional Writ Jurisdiction
Appellate Side**

WPA 16014 of 2026

**Md. Samim Hasmi
Versus
Election Commission of India & Ors.**

Mr. Uday Sankar Chattopadhyay
Mr. Suman Sankar Chatterjee
Ms. Sadia Parveen

... for the Petitioner

Ms. Anamika Pandey

... for the E.C.I.

Mr. Rahul Agarwala

... for the State

1. Learned counsel for the petitioner submits that by an order dated 7th August, 2026, this Court has disposed of the writ application but after going through the order passed by this Court, the petitioner finds that inadvertently, the order is recorded in the present writ petition though this Court has dictated the other order.
2. Considered the submission of the learned counsel and perused the writ petition. This Court finds that the order dated 7th August, 2026 is inadvertently recorded in the present writ application.
3. In view of the above, the order dated 7th August, 2026 is recalled.
4. The petitioner has filed the present writ application praying for a direction upon the Appellate Tribunal to

dispose of the appeal as early as possible. During the pendency of the appeal, the Appellate Tribunal has excluded the name of the petitioner from the e-roll without giving any opportunity of hearing to the petitioner without any notice to the petitioner. Accordingly, the petitioner prays for a direction upon the Appellate Tribunal to restore the appeal and to hear the appeal afresh by giving an opportunity of hearing to the petitioner and to dispose of the same as early as possible.

5. Considering the submission made by the learned counsel for the petitioner, WPA 16014 of 2026 is disposed of by requesting the Appellate Tribunal to restore the appeal filed by the petitioner being appeal No. APS2521G310326642604 dated 31st March, 2026 and by giving an opportunity of hearing to the petitioner, dispose of the appeal within a period of three months from the date of receipt of this order.
6. With the above observation, **WPA 16014 of 2026 is disposed of.**
7. Urgent Photostat certified copy of this order, if applied for, be supplied to the parties upon compliance with all requisite formalities.

(Krishna Rao, J.)