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16.09.2025
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Ct.5.

IN THE HIGH COURT AT CALCUTTA
CONSTITUTIONAL WRIT JURISDICTION
APPELLATE SIDE

WPA 21283 of 2025

Basudeb Halder & Ors.
Versus
The State of West Bengal & Ors.

Mr. Madan Mohan Roy
... For the petitioners.

Mr. Srijan Nayak
Mrs. Rituparna Maitra
... For the respondent nos. 4 & 5

1. Affidavit of service filed in Court is taken on record.
2. The petitioners are aggrieved by the failure on the part of the Cooperative Election Commission, West Bengal, to declare the results of the election.
3. Mr. Roy, learned advocate representing the petitioners would contend that the Returning Officer has since on 11th August, 2025 published a notice that the election which had been scheduled on 24th February, 2025 would be subjected to re-poll and the tentative date for such election was fixed on 14th September, 2025. Further, by placing before this Court a communication dated 8th September, 2025 he would submit that the re-polling has now been re-fixed on 9th October, 2025. According to Mr. Roy, no reason has been offered why the re-poll is taking place.

4. Having heard the learned advocates appearing for the respective parties, I am of the view that the respondent no.5 should file a report in the form of an affidavit disclosing therein the circumstances leading issuance of the communication dated 8th September, 2025. In such report a detailed disclosure should be made as regards the unavoidable circumstances as noted in the communication dated 11th August, 2024, issued by the Returning Officer.

5. Let such report be filed on/or before the matter is taken up next.

6. List this matter in the Combined Monthly List of November, 2025 under the heading "To Be Mentioned".

(Raja Basu Chowdhury, J.)