

March 11, 2022
Sl. No.08
Court No.1
s.biswas

WPA (P) 91 of 2022

Soumendu Adhikari
vs.
The State of West Bengal and others

(Through Video Conference)

Mr. Paramjit Singh Patwalia, Senior Advocate
Mr. Rajdeep Majumdar,
Mr. Srijib Chakraborty,
Ms. Harshika Varma,
Mr. Sayak Chakraborty,
Mr. Mayukh Mukherjee,
Mr. Anish Kumar Mukherjee,
Mr. Suryaneel Das,
Mr. Kaushal Agarwal,
Mr. Amrit Sinha,
Mr. Surajit Saha, Advocates

..for the Petitioner

Mr. Vipul Kundalia, Advocate

... for the Union of India

Mr. S. N. Mookherjee, Id. Advocate General
Mr. Samrat Sen, Id. AAAG
Mr. Anirban Ray, Id. Govt. Pleader
Mr. Md. T.M. Siddiqui,
Mr. Raja Saha,
Mr. Nilotpal Chatterjee, Advocates

..for the State

Mr. Jayanta Mitra, Senior Advocate
Mr. Jishnu Saha, Senior Advocate
Ms. Sonal Sinha,
Mr. Shubhankar Nag, Advocates

..for the West Bengal State
Election Commission

Mr. Joydip Kar, Senior Advocate
Mr. Anuran Samanta, Advocate

... for the E.C.I.

Mr. Anirban Mitra, Advocate

... for the respondent No.8

Affidavits-in-opposition filed by the respondent nos.3
and 4 and respondent nos.1, 5 and 6 and affidavit-in-
reply filed on behalf of the petitioner in response to the
affidavits-in-opposition of the respondent nos.3 and 4
and respondent nos.1, 5 and 6 are taken on record.

Learned counsel for the petitioner, referring to the affidavit-in-opposition filed by the respondent nos.3 and 4, has submitted that the correct position has not been placed by the said respondents before this Court and in spite of the material available the incidents have been denied. He submits that in such circumstances, it is necessary that the forensic audit of the video footage of the CCTV cameras installed in the polling booth should be done so that correct position will come on record.

Learned counsel for the State Election Commission has no objection to the same as the stand of the learned counsel is that every step should be taken to find out that transparent and fair election were held.

Learned counsel appearing for the Election Commission of India has sought adjournment to obtain instruction if it can get the forensic audit of the video footage done through an independent agency.

State Election Commission in terms of the earlier direction of this Court is directed to ensure preservation of the CCTV footages as well as CCTV cameras and other record and to keep them in safe custody without any tampering until further order.

List on 23.03.2022 under the same heading.

[Prakash Shrivastava, C.J.]

[Rajarshi Bharadwaj, J.]