10th Nov., 2026

Item no.DL 52
Court No. 3
Vacation Bench
Rohit, A.R.(Ct.)

# In the High Court at Calcutta

## Constitutional Writ Jurisdiction
## Appellate Side

Case No. **WPA 31674 of 2026**

*In the matter of :*

**Md. Samnoor Hoque Mondal**

*....Petitioner*

**VS.**

**The State of West Bengal & Ors.**

*....Respondents*

*For the Petitioner :*

**Mr. Syed Nafirul Islam**
**Mr. Md. Babuk Hossian**
**Ms. Afsana Khan**
**Mr. Sayan Kabir**

*....Advocates*

*For the State :*

**Mr. Dibashis Basu, Ld. A.G.P**
**Ms. Mary Dutta**
**Mr. Chandrachur Lahiri**

*....Advocates*

1. The petitioner is represented. The respondent numbers 1 to 5 are also represented. The respondent number 6 is not represented.

2. An affidavit of service is filed on behalf of the petitioner today. The same is taken on record.

3. From a perusal of the same, it appears that the respondent number 6 has not been served with a copy of this writ petition. It thus appears that this is the reason why the respondent no. 6 is not represented today. However, in view of the order proposed to be passed today, this court is of the

view that this matter can be heard in the absence of representation of the respondent number 6.

4. The petitioner claims to be a founder member of Sonex Engineers Co-operative Society Limited. On September 29, 2026, the Assistant returning officer, appointed for the election for the board of directors of the aforesaid society through the office of the Assistant Registrar of Cooperative Societies from Nadia range issued a draft voter list of the aforesaid society. The petitioner's name is missing in such draft voter list.

5. Being aggrieved by the same, the petitioner made a representation and/or raised his objections in respect of the foregoing before the aforesaid assistant returning officer by his letter dated October 6th, 2026. The petitioner's grievance is that his aforesaid objection has not yet been considered. Accordingly, learned advocate representing the petitioner has prayed for an order directing the aforesaid assistant returning officer to consider and dispose of the aforesaid written objection dated October 6, 2026, written by the petitioner.

6. Learned Advocate representing the State respondents draws the attention of this Court to a notification dated October 12, 2026 issued by the aforesaid assistant returning officer wherein it is indicated that all objections to the aforesaid draft

voter list will be considered by the aforesaid assistant returning officer on November 19, 2026, from 12 PM onwards.

7. Learned advocate representing the State respondents fairly submits that the petitioner's aforesaid objection dated October 6, 2026 will be considered on November 19th, 2026 by the aforesaid assistant returning officer. He concludes his submission by submitting that the petitioner has no cause to be worried in so far as consideration of his aforesaid objection is concerned.

8. Having considered the materials on record and having considered the submissions made by the learned advocates representing the parties, this writ petition is disposed of by directing the assistant returning officer, being the respondent no. 5 herein, to consider and dispose of the petitioner's written objections dated October 6, 2026, on the designated date, i.e., November 19, 2026 in accordance with law.

9. No further order is required to be passed in this writ petition.

10. There will be no order as to costs.

11. Since no affidavits have been called for, the allegations contained in the writ petition are

deemed to have not been admitted by the respondents.

12. All parties shall act on the basis of a server copy of this order, duly downloaded from the official website of this Court.

13. Urgent photostat certified copy of this order, if applied for, be given to the parties upon compliance with the requisite formalities.

**(Rishad Medora, J.)**