

ADSL 1
27.04.2026
Court. No. 12
GB

MAT 771 of 2026
With
CAN 1 of 2026

Chief Electoral Officer, West Bengal
Vs.
Ritankar Das & Ors.

*Mr. Jishnu Chowdhury, Sr. Adv.,
Ms. Sanskriti Agarwal*

... for the Appellant.

*Mr. Kishore Datta, Ld. A.G.,
Mr. Swapan Banerjee, Ld. A.G.P.,
Ms. Sunita Shaw,
Mr. Soumen Chatterjee*

... for the State.

*Mr. Bikash Ranjan Bhattacharyya, Sr. Adv.,
Mr. Soumya Dasgupta,
Mr. Siddhartha Sankar Mandal,
Mr. Sattwik Majumder,
Ms. Tanuta Guray*

... for the Respondent No.1.

*Ms. Sanchari Chakraborty,
Ms. Sayari Barman*

... for the Respondents.

Mr. Subit Majumdar

... for the U.O.I.

1. Having heard Mr. Chowdhury, learned senior counsel who has elaborately stressed on the security and peaceful casting of votes on the polling day of the second phase, we are of the view that justice would be sub served if the order of His Lordship dated April 20, 2026 is modified to the extent that under Clause 'a' of the order, after bike rally, riders in groups be inserted. Clause 'a' of the order will read as follows:-

“No motorbike rally or biking in groups shall be allowed during polling day – 2 onwards.”

2. The rest portion of His Lordship’s order remains unaltered.
3. The order of His Lordship will be restricted to the writ petition which pertains to the election of 2026. The questions of law are not decided for the time being and are kept open.
4. Accordingly, the appeal and the connected application are disposed of.
5. All parties including the persons who are required to use their motorcycle during this period as also the authority shall act on the basis of the server copy of this order and server copy of this order as also the order of the learned single Judge will be uploaded in the website of the Election Commission.

(Shampa Sarkar, J.)

(Ajay Kumar Gupta, J.)