

IN THE COURT OF ADDITIONAL DISTRICT & SESSIONS JUDGE
5th COURT, BARASAT, NORTH 24-Pgs.

Mat Execution No. 02 of 2025

Present :- Smt. Manjusri Mondal
(Code No. WB00614)
Additional District Judge
5th Court, Barasat, North 24-Pgs.

Smt. Mallick & Ari Petitioner/wife

Vs.
Sri Bhola Nath Ari Respondent/Husband

Order No. 16, dated 04.08.2026

Today is fixed for payment as last chance.

Petitioner is present by filing hazira along with a petition supported by affidavit praying for the payment of total due amount Rs. 1,21,000/- maintenance pendentialite which remains unpaid by the respondent/husband since the passing of the order by this court vide order no. 19 dated 20.09.2024 with reference to Misc. Case 222 of 2023. The respondent/husband has not making any appearance or steps since 28.04.2025.

Today the respondent/husband is not present, no steps taken and found absent on repeated calls.

With reference to the Judgment passed by the Hon'ble Supreme Court in Civil Appeal No. 3640-3642 of 2025 (Arising out of SLP© Nos. 8490-8492 of 2020) in the matter of Periyammal (dead) through L.R.S and SLP © Nos. 8490-8492 of 2020) Vs. V. Rajamani & Anr. ETC, I am inclined to hold that sufficient opportunity has been given to the Respondent/Husband and accordingly, after hearing the submission of the petitioner/wife, I am opined to pass order in favour of the petitioner as she is the aggrieved party in this case.

Hence, it is,

ORDERED

that the Execution Application filed by the petitioner/wife dated 04.01.2025 is hereby allowed along with the petition dated 04.08.2026 (Arising out of the Mat Execution Case No. 02 of 2025).

The respondent/husband is directed to make payment of the maintenance amount Rs. 1,21,000/- (Maintenance Pendentialite) within 1(one) month from the date of this judgment i.d. the property of the respondent/husband will be attached as well as he will be sentenced to civil prison for 3(three) months.

Thus, the Mat Execution Case 02 of 2025 is hereby disposed off.

D/C. By me.

Additional District Judge
5th Court, Barasat, North 24-Pgs.

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