

Criminal Revision No.16 of 2022 (CIS NO. 16/22)
CNR NO.WBBB05- 000128-2023

Order No.02
07-10-2023

Case is fixed for receiving LCR from the Court of Ld. J.M, 2nd Court, Rampurhat.

LCR not reached. Though requisition no.33 dated 09-08-2023 issued.

At this stage Ld. Lawyer for the O.P/ Respondent Kohinur Bibi submits that the Revisionist is not in compliance of order of this Court making payment as per direction of conditional order dated 02-06-2022 passed by this Court. As such Ld. Lawyer for the Respondent submits for vacating the order of stay granted to Revisionist dated 02-06-2022 so that Respondent may file execution for recovery of her maintenance.

On the other hand Ld. Lawyer for the Revisionist submits that he sent money through postal department for the month of July and August 2022 but it was not received and same were returned to the Revisionist. The money order receipt produced by Ld. Lawyer for the Revisionist also justified his submission.

In this circumstances on being asked Ld. Lawyer for the Revisionist as well in presence of Revisionist Ld. Lawyer for the Revisionist files an Affidavit stating therein that Revisionist will pay all arrear as per order of this Court dated 02-06-2022 to 30-09-2023 as arrear maintenance to the Respondent/O.P in cash in the Court of Ld. Judicial Magistrate, 2nd Court, Rampurhat without fail. Let the affidavit be kept with the record.

Considering the present circumstances as Revisionist has already intended to pay the arrear amount of maintenance as per order of this Court dated 02-06-2022 on 10-10-2023 that being so I do not find any reason for vacating said order at this stage.

Accordingly Revisionist is directed to deposit Rs. 32,000/- as arrear maintenance as per order of this Court dated 02-06-2022 before the Court of Ld. Judicial Magistrate, 2nd Court, Rampurhat or in the hands of Respondent/O.P in her presence before said Court on 10-10-2023 without fail. After receiving of arrear maintenance as above both the parties are directed to intimate this Court within three days of complying this order by filing affidavit.

Let a copy of this order and photocopy of order dated 02-06-2022 be sent to the Court of Ld. Judicial Magistrate, 2nd Court, Rampurhat for information and taking necessary action.

To 21-01-2024 for L.C.R.

(Dictated & Corrected by me)

Additional Sessions Judge,
Rampurhat, Birbhum,
J.O Code WB00770

Additional Sessions Judge,
Rampurhat, Birbhum
J.O Code WB00770