

Misc. Ex. Case 01/2021

Order no. 04 dated 17.03.2021

The petitioner, an octogenerian, is personally present. The OP, who is a railway-employee is being represented by his Ld. Advocate.

Hd. both sides. Perused the record.

The instant execution case arises out of the final order of Misc. Case No.01 of 2018 wherein Rs.6000/- per month was awarded as maintenance to the petitioner. The total claim in the instant execution case is Rs.42,000/-. This execution case was lodged on 04.01.2021 and the OP appeared on record on 10.02.2021. Subsequently on 24.02.2021 the OP paid only Rs.3000/-. Hence, as on this day the amount due, to be paid by the OP, is Rs.39,000/-. But the OP tenders only Rs.2000/- today and the petitioner refuses to accept such meagre amount citing his undue hardship. Indeed the conduct of the OP is beyond explanation and together with creating unnecessary trouble to the petitioner, it amounts to violation of the order of this Court.

Hence, issue DW against the OP.

Requisites at once.

To 07.04.2021 for ER of DW positively.

D/C by me

A.C.J.M. Kalna

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