

Misc. Execution 22 of 2018
R. 68 of 2018

Order No. 41

Date: 14/08/2025

The petitioner is present through her Learned Advocate.

It has been brought to the notice of this Court that no Execution Report (ER) of the Warrant of Arrest (WA) issued against the Opposite Party (OP), namely Buddhadeb Mondal, son of Sukesh Mondal, resident of Village Bakul Nagar, P.S. Nandigram, District Purba Midnapore, has been received from the concerned Nandigram Police Station till date.

The Learned Advocate for the petitioner has submitted that the OP husband has not paid any arrear maintenance amount to date and is evading the process of law by failing to comply with the Court's orders.

It is noted that a Warrant of Arrest was previously issued vide Order No. 38 dated 31/12/2024, which remains unexecuted.

Considering the submissions made by the Learned Advocate for the petitioner and the non-compliance of the earlier warrant of arrest by the OP, this Court is satisfied that there are sufficient grounds to believe that the OP, Buddhadeb Mondal, is absconding or concealing himself to evade the execution of the warrant of arrest.

Accordingly, in exercise of the powers conferred under Section 70 of the Code of Criminal Procedure, 1973 (CrPC), a fresh Warrant of Arrest is hereby issued against the OP, Buddhadeb Mondal, to secure his presence before this Court.

Simultaneously, in exercise of the powers conferred under Section 82 of the Code of Criminal Procedure, 1973 (CrPC), a Proclamation is hereby issued, requiring the OP, Buddhadeb Mondal, to appear before this Court on or before 23rd September 2025 (being not less than 30 days from the date of publication of this proclamation) to answer the petition under Section 125(3) read with Section 128 CrPC.

The Officer-in-Charge, Nandigram Police Station, is directed to execute the Warrant of Arrest with utmost diligence to apprehend the OP and to publish the Proclamation by:

Affixing a copy of the proclamation at every conspicuous part of the house or premises of the OP at Village Bakul Nagar, P.S. Nandigram, District Purba Midnapore, where he ordinarily resides.

Affixing a copy of the proclamation at other prominent locations in the locality where the OP is known to reside.

Publishing the proclamation in a daily newspaper with wide circulation in the area of the OP's last known residence.

The Warrant of Arrest and the Proclamation shall be sent to the Superintendent of

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Police, Purba Medinipur, for immediate execution and compliance through post along with a copy of this order. The Superintendent of Police is directed to ensure that the warrant is executed, and the proclamation is published in accordance with the provisions of law.

The Officer-in-Charge, Nandigram Police Station, is further directed to submit a compliance report regarding the execution of the warrant of arrest and the publication of the proclamation to this Court on or before the next date of hearing.

The petitioner is directed to file the necessary requisites to facilitate the execution of this order.

Fix 07-10-2025 for report of compliance and ER of WA.

Let a copy of this order along with the warrants be forwarded to the Superintendent of Police, Purba Medinipur, for necessary action.

Sd/-

JM, Kalna.