

Misc Case No. 554/2016

Order dated 28.03.2018

Today the record is fixed for evidence. Both parties are present.

Ld. Counsel for the opposite party files and moves a petition and prays for recall of the order of exparte evidence of the misc case. Ld. Counsel for the petitioner raises formal objection.

Heard the submission of the Ld. Counsel for both the sides and considered the same. Perused the documents and pleadings on record.

Given the facts of the case, this court finds merits in the petition of the opposite party. Accordingly the order of exparte evidence of the misc case stands recalled with cost of ₹ 500/- to be paid to the petitioner by the opposite party. The cost being condition precedent, the opposite party will be entitled to cross examine the petitioner's witnesses only on payment of the same. Opposite party files written objection. Copy served.

To 10.05.2018 for evidence and payment of cost. Petitioner to bring her witnesses.

D/C by me.

J.M. 5th Court,
Asansol, Burdwan.

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