

J. Misc. Case (Act VIII) No. 19 of 2023  
(CNR No.WBBK01-001950-2023)

Present: Sri Joyprakash Roy, Judge, Family Court, Bankura  
(J.O. code: WB00831)

Order: 10

Date: 12.02.2025

Today is fixed for ex-parte hearing of the case.

Petitioner files a petition praying for adjourned date for ex-parte hearing on the ground stated therein. Heard. Considered and allowed.

Respondent also files hazira along with a petition praying for vacating the order of ex-parte hearing on the ground stated therein.

Heard the Ld. Advocate of both sides and perused the petition as well as the materials on record.

The prayer for vacating the order of ex-parte hearing is also considered and allowed. No costs.

Respondent also files application praying for appointing Ld. Advocate, namely Sri Billeswar Sinha (Enrollment no. F/626/2010) to conduct the case on behalf of the party on the ground stated therein.

Heard the respondent

Perused the petition as well as other materials on the record.

Considered.

Section 13 of the Family Court's Act 1984 is not an absolute embargo against legal representation in the Family Court, and such prayer may be allowed in a proper case.

Due to the complicated nature of the matrimonial dispute involved in this case as well as lack of adequate knowledge and education of the party in the matters of legal proceeding, it appears that assistance from a legal expert is necessary in the interest of justice.

Hence, the petition is allowed under the second part of section 13 of the Family Courts Act 1984, on condition that the Ld. Advocate so appointed shall act and conduct keeping in mind the object and spirit of the Act and in accordance with the provisions thereof, and thus assist the court as amicus curiae on behalf of the party.

It appears from the record that residential address of both the parties is outside of the jurisdiction of this court. Hence, parties should be heard on the point of jurisdiction for further proceeding.

Fix 03.05.2025 for hearing on the point of jurisdiction.

Judge,  
Family Court, Bankura