

MACC No. 01 / 2024

Reg. No. 01 / 2024

Order No.09 dtd. 19.02.2025

Today is fixed for framing of issues.

Both the parties are present by filing their respective haziras. On perusal of the pleadings of both the sides, the issues have been framed in a separate sheet of paper and the same is kept with the case record.

Fix – 21.04.2025 for P. hearing.

Dictated & corrected by me

MACC Tribunal Judge,
Bishnupur, Bankura.

MACC Tribunal Judge,
Bishnupur, Bankura.

MACC No. 01 / 2024

I S S U E S

1. Is the case maintainable in its present form and in law ?
2. Did the victim meet with any accident involving the offending vehicle at the P.O. ?
3. Whether the accident of the victim is the result of rash and negligent driving of the driver of the offending vehicle ?
4. Whether the victim died as a result of the accident of the offending vehicle ?
5. Had the offending vehicle got valid Insurance Policy and the driver of the offending vehicle had proper license at the relevant time ?
6. Is the petitioner entitled to get relief as prayer for ?
7. To what other relief / reliefs is the petitioner entitled to ?

Dictated & corrected by me,

Judge, MACC Tribunal,
Bishnupur, Bankura.

Judge, MACC Tribunal,
Bishnupur, Bankura.

Dated 19th day of February, 2025

MAT SUIT No. 59 / 2022

Reg. No. 59 / 2022

Order No.16 dtd. 04.12.2023

Today is fixed for framing of issues

Both the parties are present by filing their respective haziras. On perusal of the pleadings of both the sides, the issues have been framed in a separate sheet of paper and is kept with the case record.

Fix – 22.01.2024 for P. hearing of the suit.

Dictated & corrected by me

Additional Dist Judge,
Bishnupur, Bankura.

Additional Dist Judge,
Bishnupur, Bankura.

MAT SUIT No. 59 / 2022

I S S U E S

1. Is the suit maintainable in it's present form and in law ?
2. Is the respondent legally married wife of the petitioner ?
3. Is the respondent is living in adultery ?
4. Has the respondent treated the petitioner with cruelty ?
5. Whether the petitioner is entitled to get decree as prayed for ?
6. To what other relief / reliefs is the petitioner entitled to ?

Dictated & corrected by me,

Additional Dist. Judge,
Bishnupur, Bankura.

Additional Dist. Judge,
Bishnupur, Bankura.

Dated 04th day of December, 2023

MACC No. 10 / 2019

Reg. No. 03 / 2022

Present : Sri Anuruddha Maity, A.D.J., Bishupur

Order No. 19 Dtd. 26.09.2023

Today is fixed for framing of issues.

Both the petitioner and respondent are present by filing hazira.

Issues are settled and framed, written in separate sheet of paper and kept with the case record.

Fix – 11.12.2023 for P. hearing of the case.

Dictated & corrected by me

Additional Dist Judge,
Bishnupur, Bankura.

Additional Dist Judge,
Bishnupur, Bankura.

MACC No. 10 / 2019

I S S U E S

1. Is the case maintainable in its present form and in law ?
2. Did the victim meet with any accident involving the offending vehicle at the P.O.
3. Whether the accident of the victim is the result of rash and negligent driving of the driver of the offending vehicle ?
4. Whether the victim died as a result of the accident of the offending vehicle ?
5. Had the offending vehicle got valid Insurance Police and the driver of the offending vehicle had proper license at the relevant time ?
7. Is the petitioner entitled to get relief as prayer for ?
7. To what other relief / reliefs is the petitioner entitled to ?

Dictated & corrected by me,

Judge, MACC Tribunal,
Bishnupur, Bankura.

Judge, MACC Tribunal,
Bishnupur, Bankura.

Dated 26th day of September, 2023

MACC No. 01 / 2016

I S S U E S

1. Is the case maintainable in it's present form and in law ?
2. Is the court fee paid is correct ?
3. Whether Sujit Kr. Gorai on 03.09.2014 at about 10.30 am met an accident and died thereof due to rash and negligent driving by the driver of the offending Vehicle having Engine and Chasis No. 31051L43E4172 89F5/F2VSE42034353 having Model No. D147RX ?
4. Had the offending vehicle got valid Insurance Police and the driver of the offending vehicle had proper license at the relevant time ?
5. Is the petitioner entitled to get relief as sought for ?
6. To what other relief / reliefs is the petitioner entitled to ?

Dictated & corrected by me,

Judge, MACC Tribunal,
Bishnupur, Bankura.

Judge, MACC Tribunal,
Bishnupur, Bankura.

Dated 17th day of December, 2022

MACC No. 09 / 2017

I S S U E S

1. Is the case maintainable in its present form and in law ?
2. Is the court fee paid correct ?
3. Whether Gobindo Bagdi met an accident and died thereof due to rash and negligent driving by the driver of the offending Tractor bearing no. WB-67A-8145 ?
4. Had the offending vehicle got valid Insurance Police and the driver of the offending vehicle had proper license at the relevant time.
5. Is the petitioner entitled to get relief as sought for ?
6. To what other relief / reliefs is the petitioner entitled to ?

Dictated & corrected by me,

Judge, MACC Tribunal,
Bishnupur, Bankura.

Judge, MACC Tribunal,
Bishnupur, Bankura.

Dated 22nd day of September, 2022

MACC No. 07 / 2018

I S S U E S

1. Is the case maintainable in it's present form and in law ?
2. Is the court fee paid correct ?
3. Whether Sahil Khan met an accident and died thereof due to rash and negligent driving by the driver of the offending vehicle bearing no.
4. Had the offending vehicle got valid Insurance Police and the driver of the offending vehicle had proper licence at the relevant time.
5. Is the petitioner entitled to get relief as sought for ?
6. To what other relief / reliefs is the petitioner entitled to ?

Dictated & corrected by me,

Judge, MACC Tribunal,
Bishnupur, Bankura.

Judge, MACC Tribunal,
Bishnupur, Bankura.

MACC No. 07 / 2018

Reg. No. 16 / 2018

Order No.19 dtd. 30.08.2022

Today is fixed for framing of issues.

Both the petitioner and respondent are present by filing hazira.

Issues are settled and framed, written in separate sheet of paper and kept with the case record.

Fix – 11.11.2022 for P. hearing of the suit.

Dictated & corrected by me

Additional Dist Judge,
Bishnupur, Bankura.

Additional Dist Judge,
Bishnupur, Bankura.

MAT SUIT No. 86 / 2019

I S S U E S

1. Is the suit maintainable in it's present form and in law ?
2. Is the court fee paid correct ?
3. Is the respondent legally married wife of the petitioner ?
4. Had the respondent voluntarily left her matrimonial home ?
5. Is the respondent is involved in adultery ?
5. Whether the petitioner is entitled to get decree as prayed for ?
6. To what other relief / reliefs is the petitioner entitled to ?

Dictated & corrected by me,

Additional Dist. Judge,
Bishnupur, Bankura.

Additional Dist. Judge,
Bishnupur, Bankura.

Dated 14th day of December, 2021

MAT SUIT No. 123 / 2019

I S S U E S

1. Is the suit maintainable in its present form and in law ?
2. Is the court fee paid correct ?
3. Is the respondent legally married wife of the petitioner ?
4. Had the petitioner subjected to physical and mental torture by the respondent ?
5. Whether the petitioner is entitled to get decree as prayed for ?
6. To what other relief / reliefs is the petitioner entitled to ?

Dictated & corrected by me,

Additional Dist. Judge,
Bishnupur, Bankura.

Additional Dist. Judge,
Bishnupur, Bankura.

Dated 23rd day of February, 2021

MAT SUIT No. 143 / 18

I S S U E S

1. Is the suit maintainable in its present form and in law ?
2. Is the petitioner legally married husband of the respondent ?
3. Did the opposite party/wife caused cruelty upon the petitioner ?
4. Has the opposite party wilfully deserted the petitioner ?
5. Whether the petitioner is entitled to get decree as prayed for ?
6. To what other relief / reliefs is the petitioner entitled to ?

Dictated & corrected by me,

Additional Dist. Judge,
Bishnupur, Bankura.

Additional Dist. Judge,
Bishnupur, Bankura.

Dated 15th day of November, 2019

MAT SUIT No. 81 / 18

I S S U E S

1. Is the suit maintainable in its present form and in law ?
2. Is the petitioner legally married wife of the respondent ?
3. Did the opposite party/husband caused cruelty upon the petitioner ?
3. Whether the petitioner is entitled to get decree as prayed for ?
4. To what other relief / reliefs is the petitioner entitled to ?

Dictated & corrected by me,

Additional Dist Judge,
Bishnupur, Bankura.

Additional Dist Judge,
Bishnupur, Bankura.

Dated 24th day of April, 2019

MAT SUIT No. 59 / 2022

Reg. No. 59 / 2022

Order No.16 dtd. 04.12.2023

Today is fixed for framing of issues

both the parties are present by filing their respective haziras. On perusal of the pleadings of both the sides, the issues have been framed in a separate sheet of paper and is kept with the case record.

Fix – 22.01.2024 for P. hearing of the suit.

Dictated & corrected by me

Additional Dist Judge,
Bishnupur, Bankura.

Additional Dist Judge,
Bishnupur, Bankura.

MAT SUIT No. 88 / 16

I S S U E S

1. Is the suit maintainable in its present form and in law ?
2. Did the Respondent wife inflict cruelty upon the petitioner ?
3. Whether plaintiff is entitled to get decree as prayed for ?
4. To what other relief / reliefs is the plaintiff entitled to ?

Dictated & corrected by me,

Additional Dist & Sessions Judge,
Bishnupur, Bankura.

Additional Dist & Sessions Judge,
Bishnupur, Bankura.

Dated 03rd day of May, 2019

MAT SUIT No. 127 / 16

Order No.25 dtd. 18.04.19

The case record was misplaced and not put up on 17.01.19.

The case record is put up today.

One order from Hon'ble High Court, Calcutta is received vide Memo No.1088 D dtd. 21.02.19 in connection with C.O. No.4 of 2019.

In the said order Hon'ble High Court was pleased to pass a direction that "For the reasons stated above, the application under section 24 of the Code of Civil Procedure is allowed on contest without cost. Matrimonial Suit No.127 of 2016 pending in the Court of the learned Additional District Judge, Bishnupur, Bankura be transferred to the Court of the learned Additional District Judge, Jangipur, Murshidabad for trial".

In view of the direction of the Hon'ble Court, let this case record be sent at once to the Court of Ld. Additional District Judge, Jangipur, Murshidabad.

Note in the relevant register.

Dictated & corrected by me

Additional Dist & Sessions Judge,
Judge,
Bishnupur, Bankura.

Additional Dist & Sessions
Bishnupur, Bankura.

Reg. No. 11 / 2020

Order No.14 dtd. 28.03.2023

The case is fixed for framing of issues.

One WS has been filed on behalf of OP No.1 ICICI Lombard General Insurance Co. Ltd. let the same be kept with the record.

Issues are settled and framed, written in separate sheet of paper and kept with the case record.

Fix – 13.06.19 for evidence.

Dictated & corrected by me

Additional Dist & Sessions Judge,
Judge,
Bishnupur, Bankura.

Additional Dist & Sessions
Bishnupur, Bankura.

MAT SUIT No. 92 / 17

I S S U E S

1. Is the suit maintainable in its present form and in law ?
2. Did the opposite party wife inflict cruelty upon the petitioner ?
3. Whether plaintiff is entitled to get decree as prayed for ?
4. To what other relief / reliefs is the plaintiff entitled to ?

Dictated & corrected by me,

Additional Dist & Sessions Judge,
Bishnupur, Bankura.

Additional Dist & Sessions Judge,
Bishnupur, Bankura.

Dated 18th day of April, 2019

MAT SUIT No. 19 / 16

Order No.21 dtd. 17.04.19

Both parties file hazira.

Today is fixed for delivery of judgment.

The judgment is ready. It is delivered in open court.

Judgment is written on separate sheets of paper containing pages 1 to 3 and kept with the record. The ordering portion is as follows :

Hence, it is -

O R D E R E D

that the Matrimonial Suit be and the same is allowed on contest

The marriage solemnized between the parties Smt. Tumpa Manna and Sri Kajal Manna on 27.01.09 under Hindu Marriage Act stands dissolved by this decree of divorce with effect from this day.

Dictated & Corrected by me

Addl. Dist. & Sessions Judge,
Judge,
Bishnupur, Bankura.

Addl. Dist. & Sessions
Bishnupur, Bankura.

MAT SUIT No. 144 / 17

Order No.06 dtd. 12.04.19

The case record is taken up for framing of issues.

Issues are settled and framed, written in separate sheet of paper and kept with the case record.

Fix – 10.06.19 for P. hearing of the suit.

Parties must come ready on the date fixed.

Dictated & corrected by me

Additional Dist & Sessions Judge,
Judge,
Bishnupur, Bankura.

Additional Dist & Sessions
Bishnupur, Bankura.

MAT SUIT No. 144 / 17

I S S U E S

1. Is the suit maintainable in its present form and in law ?
2. Was the petitioner/husband subjected to cruelty by the respondent wife?
3. Is there reasonable and sufficient ground stated by the petitioner for a judicial separation.
4. Whether plaintiff is entitled to get decree as prayed for ?
5. To what other relief/reliefs is the plaintiff entitled to ?

Dictated & corrected by me,

Additional Dist & Sessions Judge,
Bishnupur, Bankura.

Additional Dist & Sessions Judge,
Bishnupur, Bankura.

Dated 12th day of April, 2019

MAT SUIT No. 82 / 17

Order No.08 dtd. 08.04.19

The petitioner files hazira.

The petition dtd. 13.02.19 is taken up for hearing.

The petition moved. Heard. Ld. Advocate for the petitioner.

It is submitted that the petitioner intents to serve notice in substituted manner by hanging notice. Perused the petition. Considered the submission of ld. Advocate.

It appears from the materials on record that the SR through court returned back with report.

Prayer of the petitioner is considered and allowed.

The petitioner may cause service of notice in substituted manner.

Fix – 31.05.19 for SR & appearance.

The petitioner is directed to file requisites at once.

Dictated & Corrected by me

Addl. Dist. & Sessions Judge,
Judge,
Bishnupur, Bankura.

Addl. Dist. & Sessions
Bishnupur, Bankura.

Later :

Requisites are put in.

The DA check and verify and issue the same.

Dictated & Corrected by me

Addl. Dist. & Sessions Judge,
Judge,
Bishnupur, Bankura.

Addl. Dist. & Sessions
Bishnupur, Bankura.

MAT SUIT No. 105 / 18

Order No.03 dtd. 04.03.19

Today is fixed for appearance, reconciliation and hearing.

One petition for adjournment is filed. At this stage it is not pressed.

Parties file hazira.

Both parties have filed separate petitions praying for withdrawal of the suit on the ground stated therein.

The petitions are verified. Moved. It is submitted that both the parties intend to withdraw the case as the matter is settled between them. When the parties have settled the matter between them, the prayer for withdrawal of the present case should be granted. Hence, the petitions filed this day by both the petitioners praying for withdrawal of the suit are considered and allowed.

Hence,

O R D E R E D

that the Mat suit being No. 105/18 and the same stands withdrawn at the instance of both the parties.

Dictated & Corrected by me

Addl. Dist. & Sessions Judge,
Judge,
Bishnupur, Bankura.

Addl. Dist. & Sessions
Bishnupur, Bankura.

MAT SUIT No. 144 / 18

Order No.03 dtd. 19.03.19

The record is put up today on the prayer of the petitioner Anindita De.

One petition is filed stating that the petitioner does not intend to proceed with the case and prays for necessary order.

The petition is shown. No objection raised.

The instant petition is moved.

Heard.

The petitioner is present, who submits that she does not intend to proceed with the case any further.

Considered the submissions. As per prayer of the petitioner, the prayer is considered and allowed.

Hence,

O R D E R E D

that the Mat suit be and the same stands dismissed for non-prosecution.

Dictated & Corrected by me

Addl. Dist. & Sessions Judge,

Addl. Dist. & Sessions

Judge,
Bishnupur, Bankura.

Bishnupur, Bankura.

MAT SUIT No. 90 / 17

Order No.08 dtd. 19.03.19

Parties file hazira.

The case is fixed for P. hearing.

It appears that the parties are required to be heard on reconciliation.

Dictated & Corrected by me

Addl. Dist. & Sessions Judge,
Judge,
Bishnupur, Bankura.

Addl. Dist. & Sessions
Bishnupur, Bankura.

Later

Parties appeared before me in my chamber for reconciliation.

Heard both parties at length.

It appears that the petitioner is reluctant to settle the matter and stay with the respondent but the respondent wife is willing to reside with the petitioner as husband and wife for the interest of their child.

The parties are heard and they were advised for settlement but the petitioner is all through reluctant and refused to stay with the respondent. So the reconciliation fails.

Fix – 21.05.19 for P. hearing.

Parties to come ready on the date fixed.

Dictated & Corrected by me

Addl. Dist. & Sessions Judge,
Judge,
Bishnupur, Bankura.

Addl. Dist. & Sessions
Bishnupur, Bankura.

The case record is put up today at the prayer of petitioner Hira Majhi praying for disposal of the present case as the matter is settled before the Mediator.

One copy of order from the Mediator dtd. 14.03.19 is received.

Perused.

Let it be kept with the case record.

At this stage, Ld. Lawyer for the petitioner files a petition praying for amendment of the application on the ground stated therein.

The petition moved.

Heard. It appears that the cause of action was written erroneously, which the petitioner intends to rectify. It appears that the case is filed on 12.02.18, the same may be due to inadvertence. Hence, the prayer is considered and allowed.

Let the petition form part of the plaint.

Note.

The case is taken up for hearing ex-parte.

The petitioner Smt. Hira Majhi filed affidavit in chief and has also deposed. One Aadhar Card is admitted into evidence and marked Exbt.-1.

This is case praying for dissolution of marriage under Hindu Marriage Act.

The case of the petitioner Smt. Hira Majhi is that she was married to the Respondent Nanda Majhi on 11.05.98 as per Hindu rites and customs and since marriage they resided together as wife and husband. That on 1st Aswin, 1420 BS at about 10 pm the respondent entered his house with another lady stating to be his wife. As the petitioner protested to the same, she was assaulted by the respondent husband. The degree of torture increased day by day. The petitioner was beaten mercilessly by the respondent in drunken condition. The petitioner was not provided with food. Several meetings were held between the parties in presence of local people and party members to settle the dispute but failed. At last on 20.11.17 the petitioner was assaulted mercilessly and driven away from the house of the respondent. Thus the cause of action arose and the instant suit filed.

MAT SUIT No. 18 / 18

Contd... Order No.08 dtd. 15.03.19

The petitioner has prayed for dissolution of marriage.

That on receiving summons the respondent initially appeared

but later did not contest, so the suit proceeded ex- parte.

Perused the petition, affidavit in chief and deposition of the petitioner before this court.

The marriage was solemnized on 11.05.98 as per Hindu rites and customs.

On perusal it appears that the petitioner/wife has corroborated the plaint case. The case having proceeded ex-parte there is no evidence brought on record contrary to what the petitioner has stated. Having corroborated the plaint case, I find that the petitioner is entitled to get a decree as prayed for. The petitioner has agreed before the mediator that she will not claim maintenance and the Misc. Case u/s. 24 of H.M. Act is already disposed of at the instance of the petitioner/wife.

Court fee paid is sufficient.

Hence,

ORDERED

that the matrimonial suit be and the same is decreed ex-parte but without cost.

The marriage solemnized between the parties Smt. Hira Majhi and Sri Nanda Majhi under Hindu Marriage Act stands dissolved from this day by this decree of divorce.

Dictated and Corrected by me

Addl. Dist. & Sessions Judge,
Judge,
Bishnupur, Bankura.
Bankura.

Addl. Dist. & Sessions
Bishnupur,

Later

On behalf of the Petitioner, one petition is filed with a prayer to return the original document on the ground stated therein.

Heard, considered. Prayer is allowed.

The same may be returned on proper verification and identification.

Dictated & Corrected by me

Addl. Dist. & Sessions Judge,
Judge,
Bishnupur, Bankura.

Addl. Dist. & Sessions
Bishnupur, Bankura.

MAT SUIT No. 18 / 18

Order No.08 dtd. 15.03.19

The case record is put up today at the prayer of petitioner Hira Majhi praying for disposal of the present case as the matter is settled before the Mediator.

One copy of order from the Mediator dtd. 14.03.19 is received. Perused.

Let it be kept with the case record.

At this stage, Ld. Lawyer for the petitioner files a petition praying for amendment of the application on the ground stated therein.

The petition moved.

Heard. It appears that the cause of action was written erroneously, which the petitioner intends to rectify. It appears that the case is filed on 12.02.18, the same may be due to inadvertence. Hence, the prayer is considered and allowed.

Let the petition form part of the plaint.

Note.

The case is taken up for hearing ex-parte.

The petitioner Smt. Hira Majhi filed affidavit in chief and has also deposed. One Aadhar Card is admitted into evidence and marked Exbt.-1.

This is case praying for dissolution of marriage under Hindu Marriage Act.

The case of the petitioner Smt. Hira Majhi is that she was married to the Respondent Nanda Majhi on 11.05.98 as per Hindu rites and customs and since marriage they resided together as wife and husband. That on 1st Aswin, 1420 BS at about 10 pm the respondent entered his house with another lady stating to be his wife. As the petitioner protested to the same, she was assaulted by the respondent husband. The degree of torture increased day by day. The petitioner was beaten mercilessly by the respondent in drunken condition. The petitioner was not provided with food. Several meetings were held between the parties in presence of local people and party members to settle the dispute but failed. At last on 20.11.17 the petitioner was assaulted mercilessly and driven away from the house of the respondent. Thus the cause of action arose and the instant suit filed.

MAT SUIT No. 18 / 18

Contd... Order No.08 dtd. 15.03.19

The petitioner has prayed for dissolution of marriage.

That on receiving summons the respondent initially appeared but later did not contest, so the suit proceeded ex- parte.

Perused the petition, affidavit in chief and deposition of the petitioner before this court.

The marriage was solemnized on 11.05.98 as per Hindu rites and customs.

On perusal it appears that the petitioner/wife has corroborated the plaint case. The case having proceeded ex-parte there is no evidence brought on record contrary to what the petitioner has stated. Having corroborated the plaint case, I find that the petitioner is entitled to get a decree as prayed for. The petitioner has agreed before the mediator that she will not claim maintenance and the Misc. Case u/s. 24 of H.M. Act is already disposed of at the instance of the petitioner/wife.

Court fee paid is sufficient.

Hence,

ORDERED

that the matrimonial suit be and the same is decreed ex-parte but without cost.

The marriage solemnized between the parties Smt. Hira Majhi and Sri Nanda Majhi under Hindu Marriage Act stands dissolved from this day by this decree of divorce.

Dictated and Corrected by me

Addl. Dist. & Sessions Judge,
Judge,
Bishnupur, Bankura.
Bankura.

Addl. Dist. & Sessions
Bishnupur,

Later

On behalf of the Petitioner, one petition is filed with a prayer to return the original document on the ground stated therein.

Heard, considered. Prayer is allowed.

The same may be returned on proper verification and

identification.

Dictated & Corrected by me

Addl. Dist. & Sessions Judge,
Judge,
Bishnupur, Bankura.

Addl. Dist. & Sessions
Bishnupur, Bankura.

MAT SUIT No. 22 / 17

Order No.12 dtd. 15.03.19

Both parties file hazira.

The case is taken up for P. hearing.

At this stage, Ld. Lawyer for the petitioner submits that the petitioner is unable to come to the court today so prays for an adjournment.

Prayer is considered and allowed.

Fix – 29.06.19 for P. hearing.

Parties must cone on the date fixed.

Dictated & Corrected by me

Addl. Dist. & Sessions Judge,
Judge,
Bishnupur, Bankura.
Bankura.

Addl. Dist. & Sessions
Bishnupur,

J. Misc. No. 09 / 18

Order No.13 dtd. 13.03.19

The petitioner files hazira.

One written objection is filed by the OP.

It appears that both the parties have appeared in the present Misc. case as well as in the Mat Suit. The case may be settled through mediation causing advantage to both the parties.

I think it is a fit case to refer before the Mediator fixing 19.03.19 for appearance before the Mediator.

Issue notice upon both the parties.

Dictated & Corrected by me

Addl. Dist. & Sessions Judge,
Judge,
Bishnupur, Bankura.
Bankura.

Addl. Dist. & Sessions
Bishnupur,

**Office of the Additional District & Sessions Judge,
Bishnupur, Bankura**

No. Dated, Bishnupur, the 13th day of March, 2019

Copy forwarded to : The Mediator

Judge,

Addl. District & Sessions

Bishnupur, Bankura.

MAT SUIT No. 88 / 16

Order No.19 dtd. 13.03.19

The petitioner files hazira.

One hazira is filed on behalf of the respondent along with one fresh vokalatnama.

The case is fixed for appearance.

Today the respondent has appeared.

Written statement by the respondent is already filed on 02.12.14, so the case be fixed for framing of issues on 03.05.19.

Parties may file suggested issues, if any, in the meantime.

Dictated and Corrected by me

Addl. Dist. & Sessions Judge,
Judge,
Bishnupur, Bankura.
Bankura.

Addl. Dist. & Sessions
Bishnupur,

J. Misc. No. 17 / 17

Order No.20 dtd. 13.03.19

The petitioner files hazira.

Today is fixed for filing written objection.

One prayer is made on behalf of the OP praying for adjournment on the ground stated therein.

The petition moved.

Heard.

The petitioner raises objection.

Considered the submissions of both sides.

Fix - 03.05.19 for hearing Mis. Case.

Written objection, if any, in the meantime.

Dictated and Corrected by me

Addl. Dist. & Sessions Judge,
Judge,
Bishnupur, Bankura.
Bankura.

Addl. Dist. & Sessions
Bishnupur,

MAT SUIT No. 32/18

Order No.05 dtd. 13.03.19

The petitioner files hazira.

One certified copy of order passed in CO No. 1463/18 is filed by the petitioner. It appears that Hon'ble court has been pleased to pass an order that "Accordingly, I direct withdrawal of the matrimonial suit no.32 of 18, from the Court of the Learned Additional District Judge, Bishnupur, Bankura and direct transfer of the same before the Learned District Judge at Alipur, South 24 Parganas, Alipur, who in turn shall assign the matter before any other Additional Court according to his convenience. The transferee Court after receipt of the records of the matrimonial suit shall issue notice to both the parties before proceeding further with the matrimonial suit."

In view of the direction of the Hon'ble Court, let the case be transferred to the Learned District Judge at Alipur, South 24 Parganas.

Note in the relevant registers.

Dictated & corrected by me

Additional Dist & Sessions Judge,
Judge,
Bishnupur, Bankura.

Additional Dist & Sessions
Bishnupur, Bankura.

MAT SUIT No. 140 / 17

I S S U E S

1. Is the suit maintainable in its present form and in law ?
2. Was the petitioner deserted by the respondent ?
3. Whether petitioner/husband was subjected to cruelty by the respondent wife?
4. Whether plaintiff is entitled to get decree as prayed for ?
5. To what other relief/reliefs is the plaintiff entitled to ?

Dictated & corrected by me,

Additional Dist & Sessions Judge,
Bishnupur, Bankura.

Additional Dist & Sessions Judge,
Bishnupur, Bankura.

Dated 14th day of March, 2019

MAT SUIT No. 140/17

Order No.06 dtd. 14.03.19

The petitioner and respondent file hazira.

The case is taken up for framing of issues.

Issues are settled and framed written in separate sheet of paper and kept with the case record.

Fix – 08.05.19 for P. hearing of the suit.

Parties must come ready on the date fixed.

Dictated & corrected by me

Additional Dist & Sessions Judge,
Judge,
Bishnupur, Bankura.

Additional Dist & Sessions
Bishnupur, Bankura.

MAT SUIT No. 37 / 18

Order No.04 dtd. 07.03.19

The petitioner no.1 files hazira.

The petition filed on 16.02.19 is taken up for hearing.

The instant petition praying for amendment of the main application. It is submitted that certain words are required to be deleted in Para-2 of the main application on the ground stated therein.

Heard. Perused. It appears that the petitioner has prayed for amendment of the main application as suggested in the petition.

I am of the view if the prayer is allowed, it will not change the nature of the suit.

Hence, the petition dtd. 16.02.19 u/o 6 r. 17 CPC is considered and allowed.

Let the petition be form part of the main application. Note.

Fix – 27.03.19 for hearing / reconciliation.

Dictated & corrected by me

Additional Dist & Sessions Judge,
Bishnupur, Bankura.

Additional Dist & Sessions Judge,
Bishnupur, Bankura.

MAT SUIT No. 140/17

Order No.06 dtd. 14.03.19

The petitioner and respondent file hazira.

The case is taken up for framing of issues.

Issues are settled and framed written in separate sheet of paper and kept with the case record.

Fix – 08.05.19 for P. hearing of the suit.

Parties must come ready on the date fixed.

Dictated & corrected by me

Additional Dist & Sessions Judge,
Judge,
Bishnupur, Bankura.

Additional Dist & Sessions
Bishnupur, Bankura.

MAT SUIT No. 34 / 18

I S S U E

1. Is the suit maintainable in its present form and in law?
2. Whether respondent/husband subjected the petitioner/wife to cruelty ?
3. Whether plaintiff is entitled to get decree as prayed for ?
4. To what other relief/reliefs is the petitioner entitled to ?

Dictated & corrected by me,

Additional Dist & Sessions Judge,

Bishnupur, Bankura.

Additional Dist & Sessions Judge,
Bishnupur, Bankura.

Dated : 06.03.19

MAT SUIT No. 142 / 18

Order No.02 dtd. 27.02.19

Today is fixed for SR, AD and appearance.

The petitioner files hazira and is present in court.

It is submitted on behalf of the petitioner that notice has been duly served upon the respondent sent vide registered post and the address provided is correct. That inspite of receiving the same through post, intentionally not appeared in this case so prays for proceeding the case ex-parte.

Heard. Perused.

According to the petitioner the address provided in the plaint is correct. That the notice was sent vide registered. Postal receipt is filed. One track report is also filed showing that the same is being delivered.

The notice having sent vide registered post with proper address, it is deemed to be served. The respondent having not appeared in the suit, the case shall proceed ex-parte.

Fix – **28.03.19** for hearing ex-parte.

Dictated and Corrected by me

Addl. Dist. & Sessions Judge,
Judge,
Bishnupur, Bankura.
Bankura.

Addl. Dist. & Sessions
Bishnupur,

MAT SUIT No. 144 / 14

Order No.05 dtd. 27.02.19

Today is fixed for ex-parte hearing.

The petitioner is present and has filed affidavit in chief.

At this stage, the respondent enters appearance and files a petition sworn by an affidavit showing cause and prays for acceptance of WS.

Moved. Heard. Perused. It appears that the petition showing cause is sworn by the affidavit. WS is filed along with vokalatnama.

Let the same be kept with the case record.

The order proceeding ex-parte is hereby vacated.

The WS is accepted

Fix – 12.04.19 for framing of issues.

Parties may file suggested issues, if any, in the meantime and discover documents, if any.

Dictated and Corrected by me

Addl. Dist. & Sessions Judge,
Judge,
Bishnupur, Bankura.
Bankura.

Addl. Dist. & Sessions
Bishnupur,

MAT SUIT No. 92 / 15

Order No.36 dtd. 05.02.19

Parties file hazira.

The petition dtd. 27.08.18 is taken up for hearing.

The petition filed by the petitioner Mamoni Singh Patra is

moved.

Heard.

The petitioner prays for amendment of the main application to the effect that the caption provided needs to be amended by inserting “petition u/s. 13(1)(i)(ia)”.

The proposed amendment appears to be formal in nature. The averments made in the petition will not change by changing the caption.

In my opinion, the prayer should be granted.

Hence,

ORDERED

that the petition dtd. 27.08.18 filed by the petitioner Mamoni Singh Patra is considered and allowed.

Let the plaint be amended accordingly in the captioned portion.

The petitioner is directed to file fresh amended plaint and serve a copy of the same to the respondent by 19.02.19.

Dictated and Corrected by me

Addl. Dist. & Sessions Judge,
Judge,
Bishnupur, Bankura.
Bankura.

Addl. Dist. & Sessions
Bishnupur,

J. Misc. No. 09 / 15

Order No.37 dtd. 05.02.19

Today is fixed for show cause by the petitioner.

The petitioner Mamoni Singh Patra has filed one show cause duly verified.

Moved. Heard.

The cause shown appears to be sufficient and the same is accepted.

Fix – 19.02.19 for hearing ex-parte.

Dictated and Corrected by me

Addl. Dist. & Sessions Judge,
Judge,
Bishnupur, Bankura.
Bankura.

Addl. Dist. & Sessions
Bishnupur,

MAT SUIT No. 05 / 18

Order No.04 dtd. 05.10.18

Parties file hazira.

The petition dtd. 12.07.18 is taken up for hearing.

In the said petition, the petitioner prays for amendment of one date which should be written as 05.01.17 instead of 05.05.17. That the said date was erroneously written.

On perusal, I find that both the petitioners have filed the said petition. In my view, if the proposed amendment is allowed, it will not change the nature of the suit. Hence, the petition under order 6 rule 17 of CPC is considered and allowed.

Let the petition form part of the main application.

Note.

To – 27.11.18 for hearing of the Mat Suit.

Dictated and Corrected by me

Addl. Dist. & Sessions Judge,
Judge,
Bishnupur, Bankura.
Bankura.

Addl. Dist. & Sessions
Bishnupur,

MAT SUIT No. 97 / 16

Order No.24 dtd. 06.09.18

The petitioner files hazira.

The OP has appeared and has filed WS along with her prayer showing cause and also for vacating ex-parte order and allowing her to contest the case.

The petitions moved. Heard. Perused.

The cause shown is accepted.

The order of hearing ex-parte is vacated.

The WS filed by the respondent is accepted.

Fix – 15.12.18 for framing of issues.

Parties may file suggestive issues, if any, in the meantime.

Dictated and Corrected by me

Addl. Dist. & Sessions Judge,
Judge,
Bishnupur, Bankura.
Bankura.

Addl. Dist. & Sessions
Bishnupur,

J. Misc. No. 08 / 17

Order No.25 dtd. 06.09.18

Parties file hazira.

The present Misc. Case is taken up for hearing.

This is an application filed by the petitioner Smt. Rina Roy u/s. 24 of Hindu Marriage Act praying for grant of alimony pendente lite in

her favour. That the OP / husband is a Government employee drawing a salary of above Rs.40,000/- per month. That she has prayed for maintenance allowance and Ld. Court was pleased to grant maintenance allowance in her favour. The amount granted is not sufficient so the petitioner prays for alimony pendente lite.

At the time of hearing, both the parties have consented to the extent that the OP/husband is a Govt. employee but the salary stated is denied and has filed one document showing that net income per month is Rs.31,978/- and submits that he has been already directed to pay the petitioner Rs.8000/- per month so the amount may be considered and both the parties have agreed that an additional amount of Rs.2,000/- per month will be paid by the OP/husband to the petitioner/wife as alimony pendente lite. It is also settled that an amount of Rs.30,000/- will be paid as one time litigation cost which the OP/husband shall pay to the petitioner/wife within two months hereof.

Considered the submissions. When they agreed to the said amount I shall pass an order.

Hence, the Misc. Petition u/s. 24 of Hindu Marriage Act is considered and allowed in presence of both sides.

The OP/husband namely Anil Baran Roy is directed to pay the petitioner/wife an amount to the tune of Rs.2000/- per month as alimony pendente lite, which shall be paid every month to the petitioner until further order.

The OP/husband is further directed to pay an amount of Rs.30,000/- as one time litigation cost to the petitioner within two months hereof.

The Misc. Case is thus disposed of.

Note.

Dictated and Corrected by

Addl. Dist. & Sessions Judge,
Judge,
Bishnupur, Bankura.
Bankura.

Addl. Dist. & Sessions
Bishnupur,

MAT SUIT No. 124 / 17

Order No.8 dtd. 27.08.18

The petitioner files hazira.

The case is taken up for hearing ex-parte.

Affidavit in chief is filed by the petitioner.

The case is taken up for hearing ex-parte.

Heard.

The petitioner Tritiya Jana is examined on dock and certain documents are admitted into evidence and marked Exbt.-1 and 2 respectively.

The case of the petitioner is that she has prayed for nullity of the marriage u/s. 25 of Special Marriage Act. The case of the petitioner is that she was married to the Respondent according to the Special Marriage Act and the marriage was accordingly registered. That after one month from the date of registration of the marriage, the respondent started keeping away from the petitioner. That on 30.09.27 the petitioner along with her family members went to the house of the respondent where the respondent clearly told the petitioner that he is not willing to consummate the marriage and even denied to perform any social ceremony with regard to their marriage.

On perusal, it appears that the marriage was registered u/s. 13 of Special Marriage Act. A certificate to that effect is produced. That the ground stated is that of nullity of marriage.

Section 25(1) stated that marriage may be annulled by a decree of nullity if the marriage has not been consummated owing to the

willful refusal of the Respondent to consummate the marriage. In the present case, the allegation of the petitioner is that he willfully refused to consummate the marriage so prays for nullity.

That inspite of issuing summons regarding the suit, the respondent failed to appear and contest and thus, the suit proceeded ex-parte.

Perused the petition an affidavit in chief and deposition before this court.

On perusal, it appears that the petitioner/wife has corroborated the plaint case. The case having proceeded ex-parte there is no evidence brought contrary to what the petitioner has stated. Having corroborated the plaint case, I find that the petitioner is entitled to get a decree as prayed for.

Court fee paid is sufficient.

Hence,

ORDERED

that the suit be and the same is decreed ex-parte but without cost.

The marriage solemnized between the parties Smt. Tritiya Jana and respondent Sri Sanjoy Manna on 13.08.16 u/s. 25 of Special Marriage Act is hereby declared void and nullity by this decree.

Dictated and Corrected by

Addl. Dist. & Sessions Judge,
Judge,
Bishnupur, Bankura.
Bankura.

Addl. Dist. & Sessions
Bishnupur,

Later :

On behalf of petitioner, one petition is filed with a prayer to return the original document on the ground stated therein.

Heard. Considered. Prayer is allowed.

The same may be returned on proper verification and identification.

Dictated and Corrected by

Addl. Dist. & Sessions Judge,
Judge,
Bishnupur, Bankura.
Bankura.

Addl. Dist. & Sessions
Bishnupur,

MAT SUIT No. 34 / 18

I S S U E

1. Is the suit maintainable in its present form and in law?
2. Was the petitioner deserted by the respondent.
3. Whether respondent/husband subjected cruelty on the plaintiff wife?
4. Whether plaintiff is entitled to get decree as prayed for ?
5. Whether the plaintiff is entitled to get any other relief ?

Dictated & corrected by me,

Additional Dist & Sessions Judge,
Bishnupur, Bankura.

Additional Dist & Sessions Judge,
Bishnupur, Bankura.

04 dtd. 05.07.18

Today is fixed for framing of issues.

Issues are framed in a separate sheet of paper and kept with the case record.

Fix - for P. hearing.

Dictated & corrected by me,

Additional Dist & Sessions Judge,
Bishnupur, Bankura.

Additional Dist & Sessions Judge,

Bishnupur, Bankura.

MAT SUIT No. 35 / 18

Order No.3 dtd. 29.08.18

The petitioner files hazira.

The case is taken up for hearing ex-parte.

Affidavit in chief is filed by the petitioner.

The case is taken up for hearing ex-parte.

Heard.

The petitioner Asit Karmakar is examined on dock and certain documents are admitted into evidence and marked Exbt. -1

The case of the petitioner is that he has prayed for divorce of the marriage u/s. 13 of Hindu Marriage Act.

The case of the petitioner is that he was married to the Respondent on 27.04.2013 according to the Hindu Marriage Act. That they resided together and a child was born to them .That the respondent started keeping away from the petitioner. That on 23.04.17 the petitioner learnt that she has connection with other unknown person . The respondent Went away to her father house and she is not willing to return to this petitioner.

That the respondent is living in adulatory with unknown person and as not return back to this petitioner. Hence the petition.

On perusal, it appears that the marriage was held on 27.04.2013 under Hindu Marriage Act.

That inspite of issuing summons regarding the suit, the respondent failed to appear and contest and thus, the suit proceeded ex-parte.

Perused the petition an affidavit in chief and deposition before this court.

On perusal, it appears that the petitioner/wife has corroborated the plaint case. The case having proceeded ex-parte there is no evidence brought contrary to what the petitioner has stated. Having corroborated the plaint case, I find that the

petitioner is entitled to get a decree as prayed for.

Court fee paid is sufficient.

Hence,

ORDERED

that the suit be and the same is decreed ex-parte but without cost.

The marriage solemnized between the parties Sri Asit karmakar and Smt Susmita Karmakar on 27.04.2013 according to Hindu Marriage is hereby dissolved by this decree of divorce.

Dictated and Corrected by

Addl. Dist. & Sessions Judge,
Judge,
Bishnupur, Bankura.
Bankura.

Addl. Dist. & Sessions
Bishnupur,

Later :

On behalf of petitioner, one petition is filed with a prayer to return the original document on the ground stated therein.

Heard. Considered. Prayer is allowed.

The same may be returned on proper verification and identification.

Dictated and Corrected by

Addl. Dist. & Sessions Judge,
Judge,
Bishnupur, Bankura.
Bankura.

Addl. Dist. & Sessions
Bishnupur,

Cr. Revision No. 03 / 2014

31 dtd. 03.07.18

The petitioner and OP No.1 take no steps.

One hazira is filed.

None appeared on repeated call.

Perused the materials. It appears that this revision was heard in part and thereafter takes no step.

Hence, Fix – 24.07.18 for order in respect of revision petition.

Dictated & corrected by me,

Additional Dist & Sessions Judge,
Bishnupur, Bankura.

Additional Dist & Sessions Judge,
Bishnupur, Bankura.

Mat No. 74 of 2017

10 dtd. 12.12.18

One Memo bearing No. 4019D is received from Hon'ble High Court along with one order passed in C.O. 3440 of 2017.

In the instant suit order Hon'ble court was pleased to pass "Considering the submission made on behalf of the petitioner and opposite party, this court deems it appropriate to disallow the petitioner's prayer for transfer from Bishnupur to Paschim Midnapore. However, since the wife is not getting any maintenance, this court directs that on each and every day's attendance to the said court at Bishnupur for the purpose of pursuing the said matrimonial suit the husband shall go on paying a lump sum of Rs.1,500/- to the wife till the matrimonial suit is finally decided. Such payment shall be made by the husband through his lawyer in court and the wife shall be at liberty to withdraw the same from the court upon furnishing proper receipt therefor. It is made clear that payment hereby directed is for the wife to meet the travelling allowance and other allied expenses.

With this observation, the application under section 24 of the Code of Civil Procedure is disposed of.

Petitioner files hazira.

One petition is filed by the respondent husband praying for adjournment.

Prayer considered and allowed for last chance.

To for P. H.

Parties comes ready on the date fix.

Dictated & Corrected by me

Addl. Dist. & Sessions Judge,
Judge,
Bishnupur, Bankura.
Bankura.

Addl. Dist. & Sessions
Bishnupur,