

Mat Suit No. 86/2023
CNR NO. WBCB01-001082-2023.

PRESENT : Sri Rudra Prasad Ray
Additional District & Sessions Judge,
Fast Track Court, Cooch Behar.

Order No. **23**
Dated . **19.03.2025**

Lawers attendance is filed on behalf of the O.P.

Today is fixed for filing receipt of payment of cost of the respondent, cross examine of PW-1 and all further PWs.

A petition is filed on behalf of the petitioner praying for time on the ground stated therein.

Heard. Considered. The prayer is allowed.

At this stage, the respondent files a petition, duly verified, alongwith Annexures praying for stay of all further proceeding of this Mat Suit on the ground that against the order passed in Misc(J) No. 31/23 on 29.08.2024, the respondent preferred a Civil Revision being C.O. No. 186 of 2024 before the Hon'ble Calcutta High Court, Circuit Bench at Jalpaiguri and the Hon'ble Court, vide its Order dated 12.02.2025, has been pleased to set-aside the order passed in Misc (J) No. 31/23 and has been pleased to direct this court to hear the the said Misc (J) case afresh. It is the prayer of respondent that until and unless the said Misc Case is disposed of, the instant suit is required to be stayed.

The Ld. Advocate for the petitioner does not raise any objection against the petition and considering the Solemn Order of the Hon'ble Court, I find no impediment in allowing the prayer of the respondent and hence, it is,

ORDERED

that the proceeding of this suit is stayed till the disposal of Misc (J) Case No. 31/2023.

Fix, **21.04.2025** for further order.

D/C by me.

Addl.Dist.Judge,
F.T.C.,
CoochBehar.

Additional District Judge,
Fast Track Court,
CoochBehar.

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I S S U E S

1. Is the suit maintainable in its present form in law?
2. Whether the petitioner has cause of action to file this suit?
3. Whether the respondent subjected the petitioner to cruelty?
4. Whether the respondent deserted the Petitioner?
5. Is the Petitioner entitled to get the decree as prayed for?
6. To what other relief the petitioner is entitled to get?

D/C by me.

Addl.Dist.Judge,
F.T.C.,
CoochBehar.
12.09.2024

Additional District Judge,
Fast Track Court,
CoochBehar.