

Misc.(Ex.) 75 OF 2023

CIS 75 OF 2023

Order No 12 Dated 19.08.2024

Today is fixed for Payment of Rs. 55000/-

Petitioner is present by hazira.

Ld. Counsel for the Opposite Party intends to deposit Rs. 10000/- Ld. Counsel for the Petitioner refused to take the said amount.

It is to be noted herein that previously on the undertaking of the Opposite Party to pay Rs. 70000/- on 09.07.2024, the WA issued against him was recalled. However on the date fixed being on 09.07.2024, the Opposite Party was absent without step for which warrant was again issued. On 14.08.2024, the Opposite Party prayed for giving the Petitioner a sum of Rs. 4000/- which was refused by the petitioner.

At this moment Rs. 55000/- is due.

Thus, it can clearly be deciphered that the O/P is not willing to Honour his own undertakings before the Court.

Conduct of the Opposite Party is such that no leniency can be shown.

However, petition is filed by petitioner that she intends to file the judgment of the Hon'ble Calcutta High Court pertaining to this execution case on next.

Prayer is allowed.

Fix 23.09.2024 for passing necessary order after perusal of the Order of the Hon'ble Calcutta High Court which is to be filed by the Petitioner as per the petition this day.

Dictated and Corrected by Me:

*A.C.J.M.
2nd Court, Dinhata.*

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