

**M. Ex. No. 46 of 2024**

**Present:- Smt.Nilanjana Ghosh, Registrar, City Civil Court,Calcutta  
JO Code- WB01095)**

**Order No. 08/ dt. 05.02.2026**

Today is fixed for appearance of Jdr No. 1 and S/R upon Jdr No. 2

Dhr files hazira along with a petition.

The case record is taken up for hearing.

Ld. Advocate for the Dhr submitted that in spite of receiving notices to appear Jdr No. 1 and 2 are avoiding to appear before this Court.

Ld. Advocate for Dhr prays for sending the record to Ld. Chief Bench for considering his prayer for civil imprisonment.

Perused the case record.

It appears that the execution case was filed for recovery of amount of Rs. 10,90,550/- including interest on and from 11.08.2016 to 25.06.2024. It appears from the Postal Receipt / A/D / Track Report that Jdrs have received the notices but failed to appear before this Court.

Dhr has prayed for issuance of warrant of arrest by filing the petition supported by affidavit.

However, this Court has no jurisdiction to hear the matter of civil imprisonment in terms of Rule 11 (12) of the Rules of the Calcutta City Civil Court, 1956.

Hence, I am inclined to lay the record before Ld. Chief Judge, City Civil Court, Calcutta.

Execution Clerk is directed to do the needful.

Matter be shown as transferred in the C.I.S.

Fix **06.03.2026** for appearance of both parties before Ld. Chief Bench.

Dictated and corrected by me.

Sd/-  
Registrar  
City Civil Court, Calcutta.

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