

**In the Court of the District Judge, Dakshin Dinajpur at Balurghat**

**Misc. Case No.02/2017**

**(Arising out of Matrimonial Suit No.142 of 2010)**

**(Computer Registration No. Misc. D.J 02/2017)**

**CNR No.WBDD01-000514-2017.**

**Present : Shri Manas Basu (JO Code WB00598)**

**Order No.43**

**12.05.2026.**

Today is the date fixed for filing cost receipt by the O.P and O.P.W.

Both sides file hazira.

The O.P is not present before the Court.

It appears from the record that this Misc. Case was filed on 28.02.2017 and the same is pending before the Court since long. It also appears from this Misc. Case that the petitioner has already adduced evidence of two witnesses from her side and the evidence of the petitioner was closed on 22.08.2025 and on 10.11.2025, 22.12.2025, 31.01.2026, 13.03.2026 and today i.e. 12.05.2026 the dates were fixed for OPW. Day after day the OP has taken time for adducing evidence.

It is surprising that on 31.01.2026 the affidavit-in-chief has been filed by the O.P, Pradip Kumar Dutta but it was neither tendered nor produced any document and accordingly, the other side could not get any chance to cross examine the OPW No.1 as the O.P.W No.1 did not appear before the Court.

The cost amounting to Rs.1000/- paid, in view of the direction, before the DLSA, Balurghat, Dakshin Dinajpur. Cost receipt be kept with the record.

Considering the above situation, the O.P is directed to appear before the Court positively on 10.06.2026 for adducing his evidence along with evidence of any other witnesses, if he desires at all, failing which the evidence of OPW will be closed and the matter will be taken up for hearing of argument.

Dictated & Corrected by me.

**District Judge,  
Dakshin Dinajpur at Balurghat.**

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