

Mat Suit No 123 of 2022  
CNR No. WBDJ 010007522022  
Reg. No. 124 of 2022

**Order No. 16 Dated: 19.06.2023**

Today is fixed for filing W.S by the respondent as last chance.

The petitioner Mr. Urgen Tamang is present through his Ld. Counsel.

It is now 12.20 P.M. None appears for the respondent in spite of repeated calls.

Perused the record.

It appears from the record that the respondent entered her appearance by filing vokalatnama on 27.09.2022. In spite of getting several opportunities, the respondent could not file her written statement as yet, after expiry of more or less 9 months from her first appearance after service of summons. Order 8 Rule I of CP code makes embargo upon the respondent/ defendant to file the written statement as per the statute. The conduct of the respondent is very fishy. It appears to this court that the respondent is not at all willing to proceed with this case.

In view of the above the matter should be fixed for ex-parte hearing.

Let a date be fixed for ex-parte hearing.

Fix 15-07-2023 for ex-parte hearing.

Dictd. & corrected by me:

Sd/-

Sd/-

Addl. District Judge, 3<sup>rd</sup> Court, (I/C) Slg.

Addl. District Judge, 3<sup>rd</sup> Court (I/C) Slg.