

Act VIII 34 of 2020

Order No. 43, dated 17.11.2025

Date is fixed for hearing of the petition under section 151 of CPC filed by the petitioner/father.

Both parties file hazira.

Two written objections are filed by the O.P./mother against the petition under section 151 of CPC.

Some documents have been filed by firstly by the O.P./mother.

The case is taken up for hearing of the petition under section 151 of CPC dated 18/09/2025 filed by the petitioner/father.

Ld. counsel for the petitioner submits that the petitioner has obtained an order of visitation and when he came on schedule dates to visit his daughter, for the past few days he observed that his daughter may have some problems with her eyes, as every time she used to rub her eye with hand. It appeared to him that her one eye getting little closer. So, the petitioner requested the O.P. to take her to eye specialist for which the petitioner was ready to bear the expenses but the O.P. refused. So, the petitioner/father has filed the petition under section 151 of CPC to obtain direction upon the O.P./mother for taking the daughter Asmita Saha to eye specialist for which the petitioner is ready to bear the expenses.

By filing the written objection the O.P./mother states that the allegation in respect of eye problem of the minor daughter is false one as the O.P. took the daughter to doctor and there is no problem in her eye and for that purpose there is no question of taking her to doctor further.

Ld. counsel for the O.P. submits that the daughter was medically examined by eye specialist Dr. Partha Sarathi Das and prescription along with other medical documents has been filed to show such medical treatment.

From the photocopy of the prescription dated 24/11/2024, it is apparent that the minor was medically examined by one local eye specialist, who advised to review after one year. On 09/11/2025 the daughter was again medically examined by the same doctor and the doctor advised treatment. As per Ld. counsel for the petitioner that the eye specialist advised for injection. Ld. counsel further submits that in case of further medical treatment of the minor, he is ready to bear the expenses.

Therefore, the petition under section 151 of CPC dated 18/09/2025 filed by the father/ petitioner is allowed in part with direction upon the O.P./mother to follow the advice of Dr. Partha Sarathi Das given in prescription dated 09/11/2025 and follow up the same, if necessary and in such case the O.P. may furnish medical bills for payment of the same by the father/petitioner.

Another petition under section 151 of CPC dated 18/09/2025 is also filed by the petitioner. Let the same be kept with the record.

Due to dearth of time let the case record be transferred to the Court of Id. A.D.J., 1st Court, Chinsurah along with pending petitions for disposal.

Fix **09/12/2025** for for appearance before the Id. Transferee Court
Dict. & Corrected by me

D.J.

District Judge, Hooghly.

