

**Mat Suit 362 of 2019**

**Present: Amit Chakravorty, District Judge,**

**Hooghly.**

**Order No.42 dated 27.11.2025**

Date is fixed for evidence of OPW1.

Petitioner is present by filing hazira.

Time petition is filed by the Ld. Counsel for the Respondent-wife for her illness.

Time petition is moved.

Ld. Counsel for the respondent-wife states that the respondent has no other document and she needs no hospitalization.

Ld. Counsel for the petitioner-husband raises vehement objection stating that the respondent is not all ill and she has attended her office at the State Bank of India and worked there.

In C.O No. 1743/2024 on 07.05.2025 the Hon'ble High Court was pleased to direct the Court to dispose of the case expeditiously without granting unnecessary adjournment to either of the parties with certain condition. There is no complaint regarding non-compliance of such condition by the petitioner.

On the previous date, that is, 27.11.2025, the respondent-wife has filed a photocopy of medical prescription with tampering of date of visit. On that day, adjournment was granted with a direction only to produce reliable medical document to justify her absence in Court.

But the respondent-wife did not care to comply the same.

The photocopy of the so-called prescription bears no signature of the patient attested by the physician. Furthermore, the prescription does not bear any registration number, address of the chamber of the doctor. It is also bereft of any contact mobile phone or basic phone number or address of residence of the doctor. One e-mail address is only there. So the prescription is suspicious and cannot be relied on.

However, this Court is inclined to give **last chance** to the respondent-wife to adduce evidence on the following conditions:

that the respondent shall file, on the next date to be fixed hereunder, the original prescription and cash memo or voucher of purchase of medicine as per such prescription, along with an affidavit, sworn by her, disclosing the following information:

- (a) the date and address of the place where she consulted the doctor and was clinically examined by the doctor;
- (b) the affidavit must contain her explicit statement that she has not attended any place, including any place of work/employment, outside her residence on **26.11.2025 to 28.11.2025**; and
- (c) the complete postal address of her present place of posting and the designation and also the postal address of the Controlling Officer or Head of the Department of her place of posting.

In case of default, the case will be taken up for hearing of argument.

Consequently, fixing 06.12.2025 for furnishing original medical prescription and affidavit and on 06.12.2025 and 08.12.2025 for evidence of OPW1, in default, argument hearing.

Typed by me.

District Judge

District Judge