

Order No.16 dt. 02.12.25

Today is fixed for ex parte hearing.

Petitioner is present today in court by filing hazira.

Ld. Advocate for the respondent files a petition praying for setting aside the ex parte order and allow the respondent to contest the suit.

Ld. Advocate of the petitioner received copy. Raised with objection.

Perused the record and petition. Considered.

The said petition is now taken up for hearing and order.

Ld Advocate for the respondent submitted that the respondent could not establish contact with his ld Advocate on 22.09.2025 that the mother of the respondent was all on a sudden became ill and the respondent was busy to take care of his old and ailing mother due to the said miscommunication, resulting in the ex parte order made by this court on the last date i.e. on 22.09.2025. He prayed for setting aside the said ex parte order.

It appears that there is no laches on the part of the respondent that the mother of the respondent became ill and the respondent was busy to take care of his mother so, the respondent could not establish contact with his ld Advocate. The respondent has already filed his written statement in connection with this case and he contest this suit for which an opportunity should be given to him.

To 07.03.2026 for P.H.

Dictated & Corrected by

Sd/-

Addl. District Judge, 2nd Court
Serampore

Sd/-

Addl. District Judge, 2nd Court
Serampore