

Order No.75 Dated: 16-11-2022

Today is fixed for argument.

The petitioner is present and files hazira.

An adjournment petition is filed on behalf of the respondent on the ground therein who files an application U/s 151 C.P.C, duly supported by an affidavit, with a prayer for recall of the order for closer of evidence of the Opposite Party

Copy served and objected to.

It is manifest from the case record that the record was fixed for D.W on 28-06-2022 and on such date the respondent was examined and cross-examined in part as D.W 1. The D.W 1 was further cross-examined on 10-08-2022 and 07-11-2022 and was discharged. Her evidence was closed without mentioning that the Ld. Counsel for the Opposite Party had prayed for D.W to be closed.

Considering all such facts and circumstances, the petition U/s 151 C.P.C, praying for recall of D.W is considered and allowed.

Fix 07-02-2023 for further D.W.

Dic. & correct by me

A.D.J.

Addl. District Judge,
3rd Court, Howrah.