

Order dated 05.07.23

Today is fixed for providing information with affidavit by the petitioner.

The petitioner is present by filing hazira. Heard submission of the Ld. Advocate for the petitioner.

The petitioner is present and files affidavit thereby mentioning that no appeal/revision is pending before any higher forum in connection with Misc Case 438/2008.

As per the petition filed on 02.06.23 the petitioner is entitled to get Rs. 34,20,000/- since December, 2008 till February, 2023 as per order dated 23/06/22 passed by this Court. The O.P. has already paid Rs. 10,24,000/- upto May, 2022. Therefore, the petitioner is still entitled to get Rs. 23,96,000/-. As per the order passed by this Court the petitioner was awarded Rs. 20,000/- per month as interim maintenance and a huge amount is lying due till date. From record it is crystal clear that the O.P. appeared in this case but did not make payment of maintenance amount both current and arrear till date. Thereafter, D.W. was issued against the O.P. The O.P works at South Eastern Railway as S.R. Commercial clerk of parcel department, Abada Station, Howrah South-Eastern Railway and the Salary department is Assistant Personal Officer, Santragachi, Howrah is the department is the authority where from the salary of the O.P. is disbursed.

Therefore, let a copy of this order be forwarded to the concerned D.D.O. i.e Assistant Personal Officer, Santragachi, Howrah for deducting Rs. 20,000/- as current maintenance and Rs. 10,000/- as arrear maintenance i.e sum total of Rs.30,000/- per month from the salary of the O.P. and deposit the same to the bank account of the petitioner (details provided below). It is further directed to submit compliance report by next date fixed.

The details of Bank account of petitioner:

Bank Account No. 0173010283915 (IFSC PUNB0017320) of Punjab National Bank Jagacha Branch, Howrah.

Fix 24.08.23 for compliance report and E/R of D/W.

D/C

Judicial Magistrate 4th Court, Howrah