

Misc Case 450 of 2023

Order dated 07.09.2024

Today is fixed for affidavit of assets and liabilities.

The petitioner has filed hazira.

The OP has prayed for an adjournment.

None appeared on behalf of the OP on repeated calls.

The OP is directed to file show cause that why the case shall not be proceed ex parte against him.

Fix 28.11.2024 for show cause by the OP i/d ex parte.

Dictated and correct by me

Sd/-

Judicial Magistrate,

1st Court, Howrah

Sd/-

(Disha Barai)

(JO Code WB01420)

Judicial Magistrate,

1st Court, Howrah

Later..

The Ld. Advocate for the OP moved before this court and submitted one xerox copy of discharge summary of the OP namely, Nitish Kumar Pandey.

On perusal of the record it appears that the OP has appeared on 27.09.2023 by filing vokalatnama and prayed for time to file WO and assets and liabilities and till now no WO or assets and liabilities on behalf of the OP. In between many dates i.e. 23.11.2023, 26.02.2024, 16.04.2024, 24.06.2024, 29.07.2024 and 07.09.2024 have been fixed for filing of the WO and affidavit of assets and liabilities and on all the above mentioned fixed date, the OP has filed adjournment and has not filed the WO or affidavit of assets and liabilities. One whole year has passed but the OP did file neither the WO nor the affidavit of assets and liabilities before this court and the petitioner continues to suffer due to the non-filing of the WO and affidavit of assets and liabilities by the OP. The OP was admitted on 12.08.2024 and he was discharged on 14.08.2024 and in the discharge certificate it has been categorically mentioned that he was discharge in stable and favourable condition.

In this situation, this court found no reason to allow the adjournment petition filed by the OP specially when he has appeared before this court on 27.09.2023 and still has not filed either the WO or the affidavit of assets and liabilities.

Hence, the adjournment petition filed by the OP is hereby rejected.

To date for show cause by the OP.

Dictated and correct by me

Sd/-

Judicial Magistrate,

1st Court, Howrah

Sd/-

(Disha Barai)

(JO Code WB01420)

Judicial Magistrate,

1st Court, Howrah