

MC 07 of 2023

Order dated 26.12.2024

Today is fixed for hearing of the petition filed by OP on last date for examination of certain documents from handwriting expert.

It was directed to present the both parties before this court.

The petitioner was present but the OP was absent.

Ld Advocate of the OP in this hearing stated that, during cross examination one photocopy of agreement dated 23.01.2020 was shown to the petitioner, but, the petitioner denied all the three signatures upon there which was apparently made by her as alleged by the OP and thereafter OP prayed before this court for proper adjudication these documents need to be sent before the QEDB for examination before handwriting expert.

Considered and Perused the documents it is found that only photocopy of the said document is produced by the Ld Advocate of the OP and today Ld Advocate of the OP during his submission stated that a photocopy document can be sent to the appropriate authority for examination as per judgment cited by Hon'ble Apex Court.

Ld Advocate of the petitioner stated that there is a Misc Execution case being no 62 of 2024 is pending which is arise from this instant case before this court and the next date for the said Misc Execution case is on 05.02.2025 where the warrant has been issued upon the OP and thus he further prayed before this court to fix the next date of hearing of this case on the aforesaid date.

Heard in part from the side of Ld Advocate for the OP.

To 05.02.2025 for further hearing of the petition.

It is further directed to the Ld Advocate of the OP to file required judgments regarding his submission today before this court.

BC-I to inform.

J.M. 1st Court Uluberia