

Order Dated 12.02.2026

Today is fixed for filing show-cause filed by the petitioner.

The petitioner and OP No. 2 file appearance through Ld counsel.

The petitioner by filing show-cause has expressed the inability to take steps on previous occasion due to miscommunication between the lay clerk and the petitioner's advocate. Such a conduct of the petitioner is unintentional and not an incident of willful negligence. Thus, the petitioner prays for condonation of her unintentional absence.

Considering the submission made by petitioner, it appears that the petitioner could not take steps on previous occasion when the record was called for hearing due to unintentional mistake. Thus, the unintentional lapses of the petitioner is condoned.

Hence, it is

ORDERED

that the show-cause filed by the petitioner is accepted.

Addl. Dist. & Sessions Judge, F.T.C. -1,
Alipurduar.
J.O. Code W.B. 01009

Later,

The petitioner filed affidavit in chief of 2 witnesses. Copy served.

Ld advocate for the petitioner and the OP are present.

The petitioner's witnesses are examined as PW 1 and PW 2.

Petitioner submitted documents which are marked as exhibits and kept in the record.

The petitioner submits that no further witness shall be adduced on behalf of the petitioner.

OP No. 2 submits that no witness shall be examined on behalf of the OP.

Thus, case record is fixed for argument.

Fixing 23.03.2026 for argument.

Addl. Dist. & Sessions Judge, F.T.C. -1,
Alipurduar.
J.O. Code W.B. 01009