

MR 743/2023

Order dt. 28.02.2025

Today is fixed for hearing of ex parte vacate petition dated 27.02.2025.

Petitioner files Advocate hazira.

OP is present alongwith his Ld. Advocate.

Ld. Advocate for the OP moves the petition dated 27.02.2025 with a prayer to vacate ex parte order.

On consent of both sides, the instant petition dt. 27.02.2025 filed by the OP is taken up for hearing.

Heard both sides. Objection is raised by the petitioner.

Since it appears that the OP is interested in proceeding with the case, I am of the opinion that an opportunity should be given to this OP to contest this case. Considering the conduct of OP, I am inclined to impose a cost.

Hence, it is

ORDERED

that the instant petition dated 27.02.2025 praying for vacating the ex-parte against OP is **allowed on contest** with cost of Rs. 500/-.

The ex-parte order passed against OP is vacated subject to payment of cost as of this date.

Fix **10.11.2025** for evidence and payment of cost of Rs. 500/- by the OP to the petitioner.

D/C by me,

ACJM, 2nd court,
Lalbagh, Murshidabad

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