

L.A.11/12

Order No.29 Dated 28.3.19

Today is fixed for filing show cause .

O.P files hazira through lawyer.

Petitioner files a petition and praying for time for filing show cause.

Heard, The prayer is allowed .

Fix 20-06-19 for filing show cause by the petitioner.

(D&C by me)

Addl. District Judge
Second Court, Krishnanagar.

M.A.C. Case 66/13

Order No. 24 Dated 16.1.19

O.P. / Insurance files hazira through lawyer.

Petitioner files a petition and praying for time for further evidence. Copy served.

Hd. The prayer is considered and allowed.

Fix;; 24.4.19 for evidence.

Petitioner to take steps.

(D&C by me)

Addl. District Judge
Second Court, Krishnanagar.

M.A.C Case

Order No. Dated

Petitioner files hazira through lawyer.

O.P/Insurance appeared today by a fresh vokalothnama and also files verified written objection today. Copy served. No objection raised. Let it be kept with the record.

O.P/Insurance also files another petition praying for vacating the experte hearing. Copy served. No objection raised.

Heard both side. Considered. Prayer is allowed. Experte hearing order is vacated and W.O is accepted.

Fixed.....for framing of issues.

(D&C by me)
Judge

Krishnanagar.

ADDL. District

Second Court,

M.A.C Case

Order No. Dated

Petitioner files hazira through lawyer along with two witnesses.

O.P/Insurance files hazira through lawyer.

Petitioner also filed documents by firsties. Copy served. Let the document be kept with the record.

Affidavid-in-chief of P.W.1 and P.W.2 files today. Copy served.

The case is taken up for hearing.

P.W.1 , P.W.2
..... are examined, cross examine and
discharged. During examination.....is marked as
exhibit 1.....exhibit
2..... .

LD. Advocate for the petitioner is declined to aduse any
evidence. Evidence closed for the petitioner side.

Fix.....for filing D.C.F and
argument.

(D&C by me)
Judge

Krishnanagar.

ADDL. District

Second Court,

M.A.C Case

Order No. Dated

Both parties filed haziras through lawyers.

D.C.F. of rupees.....filed by court fee stamp of
behalf of the petitioner. Let it be kept with the record.

The case is taken up for argument.

Argument heard at both sides at length.

Fix.....for delivery of judgment.

(D&C by me)
Judge

Krishnanagar.

ADDL. District
Second Court,

M.A.C Case

Order No. Dated

Petitioner/Claimant files a petition along with one A/C payee cheque of HDFC Bank being number.....for rupees.....in the name of.....praying for accepting the same.

Let it be kept with the record.

(D&C by me)
Judge

Krishnanagar.

ADDL. District
Second Court,

M.A.C Case

Order No. Dated

The record is put up today by a put up petition.

Petitioner also files a petition praying for withdraw the cheque.

Heard the prayer is allowed.

B.C...II is directed to handed over the cheque being
number.....dated.....for
rupees.....to the claimant.....under
proper receipt and identification.

(D&C by me)
Judge

Krishnanagar.

ADDL. District

Second Court,

M.A.C Case

Order No. Dated

Petitioner files hazira through lawyer.

The case is taken up for hearing the petition U/O 5 rule 20 (1-A) of C.P.C filed by the petitioner on..... .

Heard the petition.

Perused the report of the process server and the postal peon. I am satisfied to hold that the O.P. no. is keeping out the way for the purpose of avoiding service of someones.

In such circumstances the prayer of the petitioner is allowed.

Let time be substitute service as contemplated under U/O 5 rule 20 (1-A) of C.P.C upon the O.P. no. through daily newspaper.

Petitioner to file draft copy of the publication in the daily newspaper by

(D&C by me)
Judge
Krishnanagar.

ADDL. District
Second Court,

M.A.C Case

Order No. Dated

Petitioner files a draft copy of notice for paper publication. Draft copy is approved and handed over to the petitioner for its publication.

Petitioner is directed to publish the draft copy of notice in daily newspaper as per order no dated

Fix for filing publication paper.

(D&C by me)
Judge
Krishnanagar.

ADDL. District
Second Court,

M.A.C Case

Order No. Dated

Petitioner files hazira along with publication paper
dated..... showing publication in respect of O.P. no.
.....

Thirty days from the date of publication has already been
passed but none appear on behalf of the O.P.

Fix for exparte hearing.

(D&C by me)
Judge

Krishnanagar.

ADDL. District
Second Court,

M.A.C Case

Order No. Dated

The parties file haziras.

Today is the date fixed for hearing the petition, filed by the claimants, for reexamination of the P.W.1 heard both sides.

Perused the petition and after perusing the same, it appears to me that re-calling of the P.W.1 is not require.

The first two items that is the xerox copy of the insurance policy in respect of the vehicle no and the xerox copy of the insurance policy of the vehicle no are marked as exhibit and (on concent)

The other documents as per list of the petitioner for re-call for required to be marked not by the P.W.1, but by the authentic person.

So the claimants are directed to produce the proper person to prove the other documents.

Accordingly, the re-call petition is considered and disposed off.

Fix for further evidence.

The claimants for to take step.

(D&C by me)
Judge

Krishnanagar.

ADDL. District

Second Court,

M.A.C Case

Order No. Dated

Today is fixed for filing the D.C.F.

O.P/Insurance files hazira through lawyer.

Petitioner files a petition and praying for time for filing the
D.C.F.

None move on behalf of the petitioner. It is now 1 pm.

The case is pending for filing D.C.F. since long so the case is
liable to be dismissed for default.

Hence, it is

O R D E R E D

That the M.A.C case b and the same is dismissed for default
for non-compliance of court order.

(D&C by me)
Judge

Krishnanagar.

ADDL. District

Second Court,

M.A.C Case

Order No. Dated

O.P files hazira through lawyer.

Petitioner/Claimant take no steps today.

Petitioner is found absent on call. None appear.

It is now 1 pm.

In such circumstances the case is liable to be dismissed by default.

Hence, it is

ORDERED

That the M.A.C case b and the same is dismissed for default for non-compliance of court order.

(D&C by me)
Judge
Krishnanagar.

ADDL. District
Second Court,

M.A.C Case

Order No. Dated

Petitioner is absent today.

Neither cause shown nor any steps taken by the petitioner.

It is now 1 pm.

In such circumstances the case is liable to be dismissed by default.

Hence, it is

O R D E R E D

That the M.A.C case b and the same is dismissed for default for non-compliance of court order.

(D&C by me)
Judge

Krishnanagar.

ADDL. District
Second Court,