

Money Execution 01/2025, CIS 01/2025

CNR No. WBND05-000-091-2025

J. No. - WB00728

Order No.04

Dated 29.08.2025

Petitioner is present through Ld. Advocate by filing hazira.

Today is fixed for payment, but the opposite party has not taken any step. On repeated call none appears on behalf of the opposite party.

At this stage, petitioner files one petition on affidavit praying for attachment of the scheduled property lying in the name of the opposite party for the due amount of Rs.90,000/-.

Perused the petition, record, heard the Ld. Advocate and considered.

It appears that this execution case arose out of the Mat Suit No.168 of 2023 in which on 19.08.2024, this court has allowed the prayer of the present petitioner u/s 24 of H.M. Act directing the opposite party to pay Rs.10,000/- per month as alimony pendente lite since the month of May, 2024 along with litigation cost of Rs.10,000/- and the opposite party has not made any payment. The opposite party has appeared in this execution case, but till then had not made any payment. The petitioner on oath has stated in the petition that the scheduled house property is owned by the opposite party and prays for an order of attachment to realise the due amount of Rs.90,000/-.

Considering the submission of the petitioner on oath and that the opposite party has intentionally avoiding payment, thereby flouting the order of this court, I am inclined to allow the prayer.

Accordingly, the prayer for attachment of the house property of the opposite party described in the schedule is hereby allowed.

Petitioner is directed to put in the Writ of Attachment.

To 22.09.2025 for requisite.

Dictated and corrected by me

Sd/-

ADJ, Nabadwip, Nadia

Sd/-

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