

Title Suit/110/2018
Present : Ankana Roy,
Civil Judge (Jr. Divn.),
Nabadwip, Nadia (In-charge)
JO Code WB01583

Order No. 50

Date : 30.06.2026

Today is fixed for hearing of petitions filed by Ld. Advocate commissioner.

Both the parties are present by filing their respective lawyer's hazira.

Ld. Advocate commissioner is absent and did not appear before the court.

After perusing previous orders and the record, it appears that, Ld. Advocate commissioner Jagannath Ghosh was appointed as commissioner in the present suit and after several adjournment, submitted his report. Thereafter, he was repeatedly directed to remain present at the hearing for argument on acceptance of commission report. Ultimately, on 05.06.2025, upon hearing both the parties and Ld. Advocate commissioner, this court found the report unsatisfactory and directed him to conduct a fresh commission and submit a fresh report within one month vide order 45. However, instead of complying with said direction, he merely filed two petitions and thereafter, remained absent on successive dates. Accordingly, on 02.06.2026, this court specifically directed the Ld. Advocate commissioner and the Ld. Advocates for both the sides to remain present for the hearing of the petitions filed by the Ld. Advocate commissioner as the court is unable to proceed further in this instant suit since a long period of time.

Today, while the Ld. Advocate for both parties are present, the Ld. Advocate commissioner has again remained absent without any explanation. Such repeated noncompliance with the specific orders of this court and persistent absence reflect gross negligent and disregard for the authority of the court.

Accordingly, Sri Jagannath Ghosh, Ld. Advocate Commissioner, is directed to refund the commissioner's fees received by him from the defendant within 15 days, failing which this court shall be constrained to pass appropriate adverse order in accordance with law.

Fix 16.07.2026 for refund of commissioner's fees by the Ld. Advocate Commissioner and filing of payment receipt by the defendant.

D & C by me,

Sd/- Ankana Roy
Civil Judge(Junior Division)
Nabadwip, Nadia

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