

MISC- 428 -2024
(TR No.217-2024)

Order Dt:16-05-2025

Today is fixed for exparte hearing of the instant case.

Ld Advocate for the petitioner is present by filing hazira. He also files the examination in chief of the petitioner on affidavit. Let the same be kept with the case record.

O.P is present by filing hazira.

Ld. advocate for the O.P also filed w/o along with verified exparte vacating petition.

Now the record is taken up for hearing of exparte vacating petition.

Heard both sides.

Perused the case record and exparte vacating petition and show cause, it appears that due to non taking of steps by the O.P. the case has been fixed at the stage of exparte hearing.

Now the O.P is willing to contest this case, as such he should be given an opportunity to adduce his evidence.

Accordingly, the prayer for vacating exparte order against O.P is considered and allowed with cost of Rs.500/- payable to the petitioner.

Let the order dated 26-02-2025 be set aside.

Fix **27.08.2025** for interim hearing and payment of cost of Rs.500/- payable to the petitioner.

Judicial Magistrate, 1st Class
2nd Court, Ranaghat

