

Order dt. 04.10.2024

Today is fixed for payment.

Today ld. Advocate for the OP files online payment receipt of Rs.15,000/-.

The Ld. Advocate for the petitioner files a petition praying for extension of arrear due of amount for the period from 24.01.2024 to 24.09.2024 amounting Rs.6,00,000/-.

The petitioner has filed another petition praying for issuing of warrant against the OP on the ground that there is outstanding dues of Rs.12,00,000/- for the period from 24.09.2022 to 24.01.2024.

The ld. Advocate for the OP raised objection stating that the OP is now jobless and he has no capacity to pay the arrear due amount at this moment.

On perusal of the record it has been found that although the OP has paid Rs.15,000/- which is much less amount than the order of monthly maintenance and there is due arrears of payment of Rs.12,00,000/- for the period 24.07.2022 to 24.01.2024. The Ld. ADJ, 2nd Court, Barasat increased the monthly maintenance amount from Rs.40,000/- to Rs.75,000/- on 22.12.2023. As such, the warrant is required to be issued for the OP to secure payment of due amount and along with maintenance of running month.

The prayer of the petitioner for for extension of the amount of Rs.6,00,000/- for the period from 24.01.2024 to 24.09.2024 is hereby allowed. The prayer for issuing warrant upon the OP Vikash Basin is kept in abeyance as already order of WA has been passed by this Court for another C. Ex. Case no.28/2022 between the parties and the ER of WA date is on 04.11.2024.

Fix **04.11.2024** for ER of WA.

Dictated & Corrected by me.

J.M., Bidhannagar

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JO code-WB01296