

**M. Ex Case no. 17/2023**

Order date: 07.02.2024

Today is fixed for report of DW.

Petitioner files hazira.

OP by filing a petition prays for time submitting that copy of the original Misc. Case application has been sought by this OP which has yet not been supplied by the concern department. On the other hand petitioner drawing my attention to the case record submits that on the last date OP turned up by vakalatnaman and prayed for time for payment.

Heard both the sides.

It appears that instant proceeding has been waiting for report of DW. Having heard both the sides I find that being an executing court and in absence of anything to the contrary this court does not have scope to defer the payment or abstain from itself for taking any legal resort to ensure the payment.

Accordingly prayer for time as sought by the OP is considered and refused.

No report of DW has yet been received.

Petitioner is directed to file requisite at once.

By filing a separate petition petitioner prays for extension of arrear maintenance to the tune of Rs. 28,000/- for the month from July, 2023 to January, 2024. Petitioner is directed to supply copy of the same to the OP.

Fix **06.03.2024** for report of DW.

D/C by me;

Judicial Magistrate,  
Bidhannagar

Judicial Magistrate,  
Bidhannagar