

O.S. 07/18

Order no. 104
dated 2.7.2018

Record is taken up for hearing of the petition dated 08.01.2018 filed by the opposite party stating inter-alia that his father executed registered power of attorney in his favour and that original power of attorney is lying with the petitioner and as such, he prays for direction for production of that document before Court but the Ld. Advocate appearing for the petitioner submitted that the power of attorney as alleged to remain in custody of the petitioner, is the general power of attorney of selling out property of a certain land and after sold out that property, he kept that power of attorney in the almirah of his father which the opposite party had taken and he has submitted a xerox copy of that document instead of submitting the original and contention of the opposite party, has no basis at all and full of falsehood.

I have heard submission of both sides and also after having gone through the contents of the petition and its objection, this court find that the prayer for production of the petitioner with regard to document as mentioned in the petition has no basis at all and as such this court is not going to pass any direction in this regard and this petition is disposed off on contest in merit and in view of the submission as made by the Ld. Advocate appearing for the opposite party, he is allowed one month time to adduce evidence, if any on his behalf as last chance.

Fix.07.08.2018 for evidence of O.P.W., i/d argument.

D/C

Additional Sessions Judge

Bongaon, North 24-Parganas