

Present : Soma Chakrabarti (JOWB - 803)

Mat. Suit No. 285 of 2023
Sri Sudip Sarkar –vs- Smt. Rima Biswas

Order no. 07, dated 07-02-2024

Today is fixed for filing W.O./W.S. by the respondent , i.d. necessary order.

The petitioner is present and files hazira through his Ld. Advocate.

The respondent is absent.

The Ld. Advocate for the respondent by filing a petition prayed for time because the Ld. Advocate for the respondent could not prepare the written statement on behalf of the respondent as the Ld. Advocate for the respondent today is out of station and he prayed for time to file W.S. on behalf of the respondent.

Perused the petition of the respondent and it appears from the instant petition which is totally different from the Ld. Lawyers' submission before this Court. In the instant petition, the ld. Lawyer has stated that the ld. Lawyer could not prepare the W.S. but in the petition, the respondent did not mention the cause of non-filing of W.S. today.

It appears from the record that the OP has taken several adjournment for filing W.O./W.S. like 26-09-2023, 16-12-2023 no step, 10-01-2024 and today, i.e. on 07-02-2024 for filing W.S., but till today, the Ld. Advocate for the respondent could not file the W.S. on behalf of the respondent.

In view of above, it seems to me that the respondent is not such diligent type of a person to proceed with this case. As such, her conduct shows that she is not at all interested to proceed with this case, therefore, the instant petition has no leg to justify the cause of non-filing of W.S. till today.

Accordingly, the adjournment petition filed by the respondent is hereby rejected and the respondent is hereby **show caused** as to why this case should not be proceed exparte.

Fix 13-03-2024 for filing of show cause by the respondent, i.d. necessary order.

D/c. by me.

Addl. Dist. Judge,
Fast Track Court -2, Bongaon,
North 24 Parganas.

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