

Order dated : 04.02.2025

Today is fixed for payment and order.

Both the parties are present and files hazira.

Ld. Advocate for the OP has filed one petition dated 27.09.2024 praying for the recall of the order for salary attachment dated 13.03.2023.

Heard and Considered.

On perusal of the case record it appears that an order for attachment of the salary of the OP was allowed by this court on 13.03.2023 until the arrear maintenance amount of Rs.1,83,000/- is realized. It has been admitted by both the parties that the petitioner has made a total claim of Rs.4,90,000/- out of which the Rs.2,31,625/- has been deducted from the salary of the OP as per the direction of the court. It is also admitted that the OP has paid Rs.33,500/- by way of money order. As per the Ld. Advocate for the petitioner the OP has paid Rs. 62,000/- in cash. However, as per the Ld. Advocate for the OP the OP had paid Rs.62,000/- in cash and another Rs.25,001/- in cash. OP undertakes to bring the receipt for the said amount.

Accordingly, since Rs.2,31,625/- has already been deducted from the salary of the OP which is more than the amount of Rs.1,83,000/- as per the order dated 13.03.2023, the order dated 13.03.2023 for attachment of the salary of the OP is hereby recalled.

The Head and D.D.O of Baidyabati Kalpana Basu Boys' Academy, P.O Baidyabati, P.S Sreerempore, District Hoogly, Pin Code-712222 is hereby directed to stop any kind of deduction from the salary of the OP as the arrear amount of maintenance amount has already been realized.

The parties are directed to file their statement of account supported by an affidavit for determining the remaining arrear of maintenance. OP is also directed to file the receipt for the cash payment of Rs.25001/- made to the petitioner on the next date.

To **05.03.2025** for filing the above mentioned documents and payment.

Let the copy of this order be sent to the Head and D.D.O of Baidyabati Kalpana Basu Boys' Academy, P.O Baidyabati, P.S Sreerempore, District Hoogly, Pin Code-712222 for his information and necessary action.

Typed and printed by me,

J.M, 3rd Court, Barrackpore.

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