

Misc Case Execution 42 of 2022
CIS No. 90 of 2022
U/s 125(3) of Cr.P.C.

Order dated: 14.05.2025

Record is put up on the prayer of the Ld Advocate for the Opposite Party.

One Parimal Mandi (opposite party) was brought under arrest by the dint of warrant of arrest issued by this court on 06.05.2025 and as he failed to pay arrear maintenance towards his wife, for which an order of imprisonment for one month was passed against him. Since then the opposite party is at Raghunathpur Sub Divisional Correctional Home.

Ld. Advocate for the opposite party is present.

Ld. Advocate for the petitioner is also present.

Heard.

The opposite party stated that he is ready to pay an amount of Rs. 10000/- to the petitioner.

Ld Advocate for the petitioner stated that the petitioner is not present before this court.

In this circumstances this court is of the opinion tha the legislative intention of this provision is relief oriented instead of punitive.

Hence the opposite party is directed to deposit an amount of Rs. 10000/- before the Judicial Cash Raghunathpur in connection with Misc Execution Case 42 of 2022 towards the arrear of maintenance in favour of the petitioner namely Parimal Mandi son of Ram Mandi of Bhurkundabari PS Neturia Dist-Purulia.

Judicial Cashier of Raghunathpur is hereby directed to do the needful.

To date 16.05.2025 for payment.

Let a copy of this order be sent to the Judicial Cashier Raghunathpur Purulia.

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Latter: Opposite party has deposited an amount of Rs 10,000/-(ten thousand) in judicial cash of Raghunathpur, Purulia, in connection with this case. Hence release the opposite party at once, from the Jail Custody at once if not wanted in any other case.

Let a copy of this order be sent to the Superitendent of Raghunathpur Sub-Divisional Correctional Home for release of the Opposite party TParimal Mandi son of Ram Mandi of Bhurkundabari PS Neturia Dist-Purulia., WestBengal, if not wanted in any other case.

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