

Mat Suit 56/2017
(R. No. 1216/2017)
(CNR no. WBSP01-006693-2017)

Order No. 83
Dated 29.04.2024

On mentioning the matter by both the parties the case record is taken up for hearing.

Ld. Advocate for the respondent submits that the cross-examination has not been completed due to certain unavoidable reasons including glitches in the connectivity and as such another date may be fixed for completion of the cross-examination.

Ld. Advocate for the petitioner on the other hand contended that already two dates has elapsed and the Ld. Advocate for the respondent had cross-examined the petitioner at length.

However, considering the submissions of both the parties and the order of the Hon'ble Court, it appears that unless the respondent is allowed to cross-examine the petitioner in full, there may be grievances of the respondent for not giving sufficient opportunity to contest the suit. The Ld. Advocate Commissioner on 16.04.2024 had filed a report stating that it failed to complete the desired accomplishment in paucity of time of the petitioner and winnowing of the day here to IST. Accordingly, the Ld. Advocates for the parties were verbally directed to make necessary arrangement for completion of the cross-examination at the behest of the respondent on 17.04.2024, the day which has been declared holiday on the eve of 'Ram Navami'. Ld. Advocates for the parties submit before the court that due to certain unavoidable circumstances the cross-examination could not be taken up on 17.04.2024.

Accordingly, with the consent of both the parties, parties are directed to remain present before the Ld. Advocate Commissioner on **05.05.2024** at 02:00 P.M. for further cross-examination of PW-1. Necessary arrangements including showing the time and to inform the petitioner be made accordingly.

Cross-examination be completed on that day during the period from 02:00 P.M. to 07:00 P.M. It is made clear that no further adjournment will be allowed and the Ld. Advocate Commissioner is required to submit report before the court on **14.05.2024**.

Let a copy of this order be handed over to the Ld. Advocate Commissioner for information and necessary action.

Dictated & corrected by me,

Sd/-
Additional District Judge (I/C)
6th Court, Alipore
J.O. Code WB00795

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