

IN THE COURT OF DISTRICT JUDGE,
SOUTH 24-PARGANAS AT ALIPORE

Misc. Case 509 of 2025

Present : Sri Abhranil Neogi (WB00851) District Judge-in-charge

Prof. (Dr.) Arnab Kumar Maiti

... Plaintiff

Vs.

Prof. (Dr.) Ajay Pratap Singh

... Defendant

Order No. 03, dated 05.03.2026

The date is fixed for hearing of the application under Section 24 of C.P.C.

Hazira is filed on behalf of the defendant along with Objection. Copy served and objected to.

The instant application has been filed by Prof. (Dr.) Arnab Kumar Maiti, the petitioner/plaintiff, seeking transfer of the case, being Money Suit No. 131 of 2025, pending before the Ld. Civil Judge (Sr. Divn.) 1st Court at Alipore, South 24 Parganas, on the ground stated therein.

It has been alleged that the Bench Clerk and some other persons have misbehaved with the plaintiff at the behest of the adversary and it is alleged that long dates are given. Now, on that ground, the petitioner has sought for the transfer of the said Money Suit No. 131 of 2025 pending before the Ld. Civil Judge (Sr. Divn.) 1st Court at Alipore, South 24 Parganas, to any other Court. The application, as filed, has been supported by an affidavit.

The respondent has strongly objected against the said transfer and alleged that it is the conduct of the litigant which has given rise to certain incidents before the Court. The petitioner is not obeying the practice and procedure followed before the Court and denied material allegations against him.

I have heard the submissions made by both parties.

I have carefully gone through the averments made in the instant application and objection made thereto.

It appears that the ground shown by the petitioner is not at all justified for transfer of the case due to the alleged misconduct of the Bench Clerk. The Bench Clerk works under the supervision of the concerned Presiding Officer and if the petitioner was aggrieved by his conduct, he could have caught the attention of the Presiding Officer for further action.

I find no reason to entertain the instant application and I am inclined to reject the same.

Hence,

it is,

ORDERED

that the instant Misc. Case, bearing no. 509 of 2025, be and the same, stands rejected on contest, however, without any order as to costs.

The instant case is, thus, disposed of accordingly.

Note the same in the C.I.S and Register.

Interim orders, if any, shall stand vacated.

Dictated & corrected by me,

Sd/- Sri Abhranil Neogi

District Judge, I/c

Sd/- Sri Abhranil Neogi

District Judge, I/c