

Mat Suit. 3318/2019
CNR:WBSP01-017614-2019
J.O. Code: WB 1277

Order No. 05

17.08.2021

Petitioner is present by filing Advocate's hazira.

Today is the date fixed for filing W.S. in the instant Mat Suit by the respondent and hearing of a petition filed on an earlier occasion on behalf of the petitioner.

Ld. Advocate for the petitioner is present in the Court today.

None appears for the respondent even after repeated calls.

Perused the order by the Hon'ble High Court.

No order need to be passed in respect of the petition dated 28.07.2021 filed by the petitioner except for fixing a date for filing W.S. by the respondent as a special last chance.

After taking into consideration all the aspects including the resolution of the local Bar and the present pandemic situation, I feel that another opportunity may be given to the respondent to file W.S. in the instant Suit. However, it is made clear that non-appearance of the respondent and non filing of W.S. on the next date will compel this Court to proceed with the instant suit ex-parte as because the order of the Hon'ble High Court is suggestive of the fact that the respondent is well aware of the pendency of the instant suit before this Court.

Let, a signed copy of the order be handed over to the Ld. Counsel on behalf of the petitioner.

To **31.08.2021** for filing W.S. by the defendant positively, i.d., necessary order.

D/Corrected by me.

Sd/- P.P. Chakravorty

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Additional District Judge

3rd Court, Alipore

Additional District Judge