

MAT. SUIT.3397/2018
(CIS No.3397/18)
CNR NO. WBSP010177582018

Order No. 31 dated 28.09.2022

Today is fixed for hearing of the petition dt.31.01.2020 for injunction and 13.06.2022 filed U/s 151 CPC for staying of Mat. Suit.

At the time of hearing, both parties are present. Heard Ld. Advocates of both sides.

The petition dt.13.06.2022 is first taken up for hearing.

It has been submitted by the Ld. Advocate for the wife that till date, Rs.1,09,600/- is due and she prayed for passing necessary order for staying of Mat. Suit till realization of the due amount.

The Ld. Advocate for the husband/petitioner is present and according to him Rs.1,23,000/- has already been paid out of total amount and accordingly prayed for passing necessary order. In support of his submission, he produced the photocopy of money receipts as well as Money Order Receipts.

Perused the same which has been duly checked and verified by BC-I of this Court. It appears that in the year 2019, the petitioner/husband has paid Rs.6000/-, in the year 2020 he has paid Rs.23,000/-, in the year 2021 he has paid Rs.45,000/- and in the year 2022 he has paid Rs.19,000/-. Apart from that, he has paid Rs.30,000/- as per order of Hon'ble Court regarding arrear alimony. So, it appears that the husband/petitioner has paid in total Rs.1,23,000/- out of Rs.1,94,600/-.

Thus, it is clear that till date Rs.71,600/- is due as arrear alimony. At this juncture, Ld. Advocate for the respondent/wife submits that Rs.10,000/- has not been paid towards litigation cost which has been ordered to be paid as 10 equal installments.

Being the situation, the petitioner/husband is directed to pay Rs.25,000/- on 29.09.2022 and the rest amount will be handed over to the respondent/wife in two equal installment of Rs.23,300/- each.

Dictated and corrected by me.

ADJ-1, Alipore

Additional District Judge,
1st Court, Alipore, South 24-Parganas.
Date : 28.09.2022
JO CODE : WB00580