

**MACC -4/19**  
**(CIS-14/19)**

Order No. 9  
14.01.20

Both parties though files hajira but do not turn up at the time of call on record repeatedly.  
It is now 12.20 p.m.

Petitioner was directed to take steps upon O.P.No. 1 but the order did not comply for which Petitioner was directed to showcause as to why the case against O.P.No. 1 be not taken ex-parte.

By the petition dated 17.7.19, Petitioner state that he will be prejudiced if the matter be taken up ex-parte and that petition is fixed for hearing on this day.

Petitioner does not state in the petition that he wants to proceed against O.P.No. 1 and in such circumstances, prayer is rejected.

The O.P.No. 1 be expunged.

It appears from the record that by order No. 4 dated 13.06.19 the O.P.No. 2 has been ordered to be heard ex-parte.

There is no application filed by O.P.No. 2 for vacating the ex-parte hearing against him though the O.P.No. 2 appears on 17.7.19.

That since the order for hearing ex-parte against O.P.No. 2 has not been vacated then let a day be fixed for ex-parte hearing of the case.

To **18.02.2020** for ex-parte hearing.

D/C by me

A.D.J., 17<sup>th</sup> Court, Alipore.

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