

Mat 111/2021

Reg. 338/2021

Order no. 13

26.09.2023

The record is put up by petition. The petitioner files a petition along with postal receipt and track report praying for passing necessary order on the strength of documents furnished by the petitioner.

It was contended by Ld Advocate for the petitioner that he could not file the postal receipt and the track report on the scheduled date i.e. on 25.09.2023 showing delivery of the summons upon the respondent.

Perused the track report and verified its consignment number with the consignment number of the postal receipt. Considered.

The track report transpires the fact that the item (summons) was duly delivered to the addressee i.e. the respondent. However, the respondent did not turn up on the scheduled date in spite of due service of summons upon him.

Having regard to service of summons upon the respondent and his subsequent non-appearance in Court, I do not find any legal impediment in fixing the suit for ex parte hearing.

Hence, the suit be proceed ex parte against the respondent.

To date (19.12.2023) for ex parte hearing.

D/C

ADJ, F.T.C-I
Sealdah, 24PGS(S).