

**Mex 59 of 2020**  
**J.O. Code WB01372**

**Order Dated : 20.09.2024**

Today is fixed for hearing.

Both sides files hazira.

Ld. Advocate for the O.P. submits that as the arrear amount has been paid by the O.P. Accordingly he prays for dropping the instant case on the ground of full satisfaction. Further Ld. Advocate highlights that the instant petition was filed on 06.01.2024. At that time no tagging petition was filed by the petitioner and accordingly the instant case be dropped.

Ld. Advocate for the petitioner submits that the petition dated 06.01.2024 was not shown to the petitioner and accordingly the petitioner has no knowledge about the same. On 21.02.2024 petitioner has filed a prayer for tagging the amount of maintenance from the period of March, 2021 till February 2022 and prays for not dropping the instant case.

Heard and Considered.

On perusal of the petition dated 06.01.2024, it is found there is no signature on the petitioner which implies that though the petition was filed by the O.P. still it was not shown to the petitioner and the petitioner has no knowledge about the said petition. Moreover, within one month petitioner has filed a tagging petition, accordingly if the instant case be dropped it will cause severe hardship to the petitioner as petitioner was unknown about the petition dated 06.01.2024. Accordingly the said petition is refused. Case is adjourned for the day.

Fix **03.10.2024** for tagging petition and payment.

**Judicial Magistrate**