

Mat. Suit 591/2012 (CIS No. 1529/2014)
CNR: WBWM01-001223-2012
Present: Smt. Mandakranta Saha (JO Code WB00825)

Order No. 78 Dated 16.03.2024

Today is fixed for hearing and order.

The petitioner has filed hazira along with an application seeking for vacating the order of stay.

No step is taken by the respondent / wife.

It appears from the record that respondent is not taking steps since 21.02.2022.

The order No. 47 dated 14.06.2018 speaks that further proceeding of the suit is stayed till arrear maintenance pendente lite is fully paid.

The money execution case 6/2021 shows that total dues has been cleared by the petitioner . Moreover, the respondent / wife has not appeared before the Court since last 2 years nor she ever informed whether any other dues is pending from the petitioner / husband . Thus, there is no impediment to fix the case for hearing. Consequently, the order of stay vide order no. 47 dated 14.06.2018 is hereby vacated. The application u/s 151 Civil Procedure Code, 1908 dated 16.03.2024 is hereby allowed.

Fix 15.05.2024 for hearing of the suit.

Dictated and Corrected by me.

Additional District Judge,
4th Court, Paschim Medinipur

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