

**12.06.2026**

Sl. No.39.

D/L.

Mithun.

Ct.No.29.

**CRR/2182/2026**

**Sujit Mondal & Ors.**

**Vs.**

**State of West Bengal & Anr.**

Mr. Bikash Chandra Halder

...for the petitioners

Petitioners herein are aggrieved with the order dated 18.03.2026 by which the Court below observed that an amount of Rs.1,48,000/- approximately remains due as arrears and despite direction, the opposite party has failed and refused to make the said payment. Therefore, he was of the view that issuing distress warrant will not secure the purpose of execution and he thereby issued warrant of arrest against the opposite party.

Being aggrieved by the impugned order learned Counsel for the petitioners submits that after a long lapse of four years after submission of complaint and after lapse of one year from the direction made by this High Court, the evidence has not yet been completed and P.W.2 is only examined in part. Without making any endeavour for early disposal of the application, the Court below has issued warrant of arrest for realization of the arrear amount. Therefore, the order impugned is liable to be set aside.

Having heard learned Counsel for the petitioners, the application is admitted.

Petitioners are directed to serve a copy of application upon upon opposite party no.2 through speed post intimating next date of hearing and to file affidavit of service on the returnable date.

Let the matter be listed in the Monthly List of August, 2026.

Parties to act on a server copy of this order duly collected from the official website of the Hon'ble High Court, Calcutta.

**( Dr. Ajoy Kumar Mukherjee, J. )**