

D/L.7.
September 15, 2025.
MNS.

FAT No. 569 of 2018
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CAN 3 of 2021
+
CAN 4 of 2021
+
CAN 5 of 2021
+
CAN 7 of 2024
+
CAN 8 of 2024

Sri Sanjib Podder
Vs.
Smt. Debjani Podder

Mr. Satyam Mukherjee,
Mr. Saibal Rakshit

...for the respondent-wife.

Re: CAN 3 of 2021, CAN 4 of 2021 & CAN 5 of 2021.

1. The matter appears upon the mentioning of the respondent-wife.
2. The appellant-husband's suit for divorce was dismissed by the learned trial Judge, against which the present appeal has been preferred.
3. In connection with the appeal, CAN 3 of 2021 was filed by the respondent-wife seeking expeditious disposal of the appeal and necessary consequential directions.
4. Learned counsel for the respondent/petitioner/wife submits that the appeal is now ready for hearing in view of paper books having already been filed and the same having been served on the respondent-wife.

5. Accordingly, CAN 3 of 2021 is disposed of as infructuous.
6. Both CAN 4 of 2021 and CAN 5 of 2021 are applications for seeking “regularization” of payment of alimony on the allegation that the appellant-husband is not paying alimony to the respondent-wife regularly as per the direction of this Court.
7. However, in his usual fairness, learned counsel for the respondent-wife submits that a separate application for contempt for non-compliance of the alimony order of this Court is also pending.
8. That apart, we hereby grant leave to the respondent-wife to file a proper application for implementation of the alimony order by way of attachment of the husband's salary or otherwise, as the respondent-wife deems fit.
9. Be that as it may, in view of the above leave and the pendency of the contempt application, CAN 4 of 2021 and CAN 5 of 2021 lose relevance.
10. Accordingly, CAN 4 of 2021 and CAN 5 of 2021 stand disposed of in the light of the above observations.

Re: CAN 7 of 2024 and CAN 8 of 2024.

11. CAN 7 of 2024 and CAN 8 of 2024 have been filed by the appellant-husband in connection with the appeal.
12. However, at the time of call, none appears for the appellant to move the said applications.

13. The learned Advocate for the respondent-wife is directed to file affidavit-of-service indicating service of notice on the appellant during the course of the day.

14. Since it transpires that despite service none appears for the appellant, nor have copies of CAN 7 of 2024 and CAN 8 of 2024 been served on the learned Advocate for the respondent-wife. Hence, no order can be passed on the said applications at the present juncture.

15. The appellant-husband is directed to serve copies of CAN 7 of 2024 and CAN 8 of 2024 on the respondent-wife at the earliest.

16. Since the appeal is otherwise ready for hearing, let the same be listed for hearing in the monthly list of November, 2025, along with the connected pending applications.

(Uday Kumar, J.)

(Sabyasachi Bhattacharyya, J.)