

25.03.2026
Item No.24
Court No. 30
Piya

CO 4395 of 2025

Manju Roy (Paul)
-vs-
Sudipta Kumar Paul

Mr. Surawan Sarkar
Mr. Iftikar Munshi

... for the Petitioner

1. The revisional application has been preferred by the wife/petitioner praying for transfer of Mat Suit no. 101 of 2025 from the Court of the learned Additional District Judge, Fast Track Court, 2nd Court, Malda to the Court of the learned Additional District Judge, Siliguri, District Darjeeling.
2. It is the case of the petitioner/wife that she is residing at Naksalbari, District Darjeeling.
3. On the other hand the husband/opposite party is a resident of Englishbazar, Malda and has filed the Matrimonial suit at Malda Court.

4. The petitioner/wife now prays that the suit being Mat Suit No. 101 of 2025 pending in the Court of the learned Additional District Judge, Fast Track Court, 2nd Court, Malda be transferred to the Court of the learned Additional District Judge, Siliguri, Darjeeling.

5. In view of the judgment of the Hon'ble Supreme Court in ***N.C.V. Aishwarya vs A.S. Saravana Karthik Sha, in Civil Appeal No(s). 4894 of 2022 (arising out of SLP (C) No(s). 16465 of 2021), decided on July 18, 2022, (Para 11, 12)***, the revisional application is required to be heard in presence of the opposite party.

6. Petitioner is directed to serve upon the opposite party and file affidavit of service on the next date of hearing.

7. Pending hearing of the revisional application under Section 24 of the Civil Procedure Code, the proceedings in Mat Suit No. 101 of 2025 pending before the Court of the learned Additional District

Judge, Fast Track Court, 2nd Court, Malda
be stayed till 30th April, 2026 or until
further order whichever is earlier.

8. Matter to appear in the monthly list of
April, 2026 for further hearing.

(Shampa Dutt (Paul), J.)