

CRR 2038 of 2021

In re : An application under Section 401 read with Section 482 of the Code of Criminal Procedure, 1973.

In the matter of : **Smt. Susmita Chatterjee (Bhattacharjee)**
..... petitioner

Mr. Debabrata Acharyya
Mr. Sital Samanta

.....For the petitioner

It is the grievance of the petitioner that the husband/opposite party no. 2 is not complying with the order dated January 4, 2019, passed in CRR 2509 of 2018 by a co-ordinate Bench of this Court.

It is the submission of the learned advocate for the petitioner that, though the husband/opposite party no. 2 appeared in the execution proceeding at the initial stage, and made some payments, till date, an arrear of Rs.1,22,000/- is due, and payable by the husband/opposite party no. 2 to the petitioner/wife.

In view of the aforesaid submissions, this revisional application is disposed of with a direction upon the learned Magistrate in the Court below to expedite the execution proceeding and if necessary, learned Magistrate in the Court below shall issue a distress warrant against the husband/opposite party no. 2 to ensure the realization of unpaid arrears.

The revisional application being **CRR 2038 of 2021**, is disposed of.

Since the husband/opposite party no. 2 will not be prejudiced by this order, it is passed without serving any notice to him.

All parties shall act upon the server copy of this order duly downloaded from the official website of this Court.

(Kausik Chanda, J.)