

31.03.2023
Ct. No.237
SL No. 09
Rup

C.O. 166 of 2023

Sri Uttam Mihir Roy
Vs
Smt. Susmita Chowdhury

Mr. Debabrata Acharyya,
Mr. Sital Samanta.

... For the petitioner.

Mr. Rohit Banerjee,
Mr. Prabir Bhattacharya

..... For the opposite party.

The Order No. 39 dated 22nd December, 2021 is under challenge in this revisional application.

By the impugned order, learned Additional District Judge, 5th Court, Howrah allowed one application under Section 24 of the Hindu Marriage Act, 1955 directing the petitioner/husband to pay Rs.90,000/- per month as alimony pendente lite. From the record dated 13.04.2022, it appears that one petition was filed by the petitioner/husband with a prayer for vacating the *ex parte* order passed on 22.12.2021.

Considering the facts and circumstances, I find it to be justified to request the learned Judge to hear application for vacating the *ex parte* order dated 22.12.2021 filed by the petitioner/husband on 13.04.2022.

Learned Additional District Judge, 5th Court, Howrah is requested to hear the application filed on 13.04.2022 as expeditiously as possible subject to the payment of Rs.10,00,000/- (ten lakh) within four weeks from the date.

Parties are directed to make communication of this order to learned Additional District Judge, 5th Court, Howrah.

With this observation and direction, the revisional application stands disposed of.

Urgent photostat certified copy of the order, if applied for, be given to the parties on usual undertakings.

(Bibhas Ranjan De, J.)