

17.02.2025.

15.

Ct.No.28.

as

C.R.R. 3829 of 2024

***In Re:- An application under Section 529 of the
Bharatiya Nagarik Suraksha Sanhita, 2023.***

In the matter of : ***Setara Begum.***

.... Petitioner.

Mr. Sobhan Majumder.

...for the Petitioner.

1. Petitioner prays for expeditious disposal of the execution proceeding which was instituted in 2013.
2. Learned Magistrate had directed the opposite party No.2 to pay maintenance at the rate of Rs.21,000/- per month which was reduced to Rs.18,000/- per month by the Revisional Court. A sum of Rs.1,62,000/- is due and payable as maintenance allowance.
3. Under such circumstances, I request the trial court to take necessary steps for expeditious disposal of the execution proceeding and in the event the opposite party fails and/or neglects to liquidate the outstanding dues to pass appropriate coercive measures to realise the dues in accordance with law.
4. In view of the fact that the proceeding relates to non-payment of maintenance allowance, I am of the opinion this is an exceptional case and to protect the fundamental right to life of the aggrieved party appropriate timeline to conclude the proceeding ought to be passed.

5. Hence, we direct trial court to dispose of the case preferably within three months from the date of communication of this order.

6. With this direction, the revision petition is dismissed.

7. Urgent Xerox certified copy of this order, if applied for, be given to the learned Advocate for the petitioner on usual undertaking.

(Joymalya Bagchi, J.)