

15.12.2025
Item No.79
Ct. No. 6
Aloke/sg

CO 4055 of 2025

**Archana Ray
Vs
Chanchal Kumar Ray & Anr.**

Mr. Allen Felix

... for the petitioner

1. Petitioner is aggrieved by the order dated November 3, 2025, passed by the learned Civil Judge, Junior Division, 4th Court, in Title Suit No. 257 of 2025.

2. By the order impugned, the learned Court did not pass any order for police help. As the application had not been served upon the defendant, the plaintiff was directed to serve a copy of the application upon the defendant and the defendant was directed to file written objection.

3. The Court fixed January 15, 2026 for hearing of the application for police help and the application for acceptance of the written statement.

4. Learned Advocate for the petitioner has not been able to satisfy the Court as to why the application for police help ought to have been heard ex parte without allowing the defendant to file a written objection to the same. Even if there is a direction by the High Court for expeditious disposal of an application, that does not mean that the application shall be disposed of without granting an opportunity to

the contesting party to file an objection and participate in the proceeding.

5. Under such circumstances, the civil revisional application is dismissed.

6. The learned trial Judge has already fixed a date for hearing of the application for police help. It is expected that the said application shall be disposed of within a week from the next date fixed, upon hearing the parties.

7. Urgent photostat certified copy of this order, if applied for, be supplied to the parties upon compliance with all requisite formalities.

(Shampa Sarkar, J.)