

20.04.2026

Sl. No.40.

D/L.

Mithun.

Ct.No.29.

CRR/272/2026

Dipa Paul Chowdhury (Swarnamat)

Vs.

The State of West Bengal & Anr.

Mr. Mit Guha Roy,
Mr. Sayan Sarkar,
Ms. Sneha Saha

...for the petitioner

In this application petitioner has prayed for a direction upon the Court below for expeditious disposal of execution case being M.E.X. Case No.425 of 2024 arising out of an application under Section 125 of the Code of Criminal Procedure in connection with M-299 of 2020 presently pending before learned Judicial Magistrate, 8th Court, Alipore.

It is submitted that on the basis of the prayer made on behalf of the petitioner, the Trial Court granted maintenance which was subsequently enhanced to the tune of Rs.5,000/- per month. As the maintenance amount was not paid, the petitioner preferred aforesaid M.E.X. Case No.425 of 2024 for a total arrear sum of Rs.3,15,000 and the monthly maintenance of the current months which have also been accumulated in the meantime. However, the opposite party has only paid a meagre sum of Rs.1,08,000/- and has not paid the rest amount. The matter has been unnecessarily delayed on unscrupulous grounds and, therefore, she sought for an appropriate direction upon the Court below.

Having heard learned Counsel for the petitioner, it appears that the prayer made by the petitioner for expeditious disposal of the execution case is innocuous and if it is allowed in terms of the prayer made therein, the opposite party will have no cause to prejudice and, as

such, service of copy of application upon the opposite party is dispensed with.

Having heard learned Counsel for the petitioner and that the prayer made by the petitioner is justified, the instant application being CRR 272 of 2026 is hereby disposed of with a direction upon the Court below to make every endeavour for expeditious disposal of M. Execution Case No.425 of 2024 and to make best effort to conclude the aforesaid execution proceeding in accordance with law without granting any unnecessary adjournment to the other side preferably within a period of 3 months from the next date of hearing.

Parties to act on a server copy of this order duly collected from the official website of the Hon'ble High Court, Calcutta.

(Dr. Ajoy Kumar Mukherjee, J.)