

25.04.2022
Item No.1
Ct. No.7
CHC
(disposed of)

**C.O.46 of 2022
(Physical Hearing)**

**Srinabas Giri
Vs.
Uttam Bhunia & ors.**

Mr. Lakshminath Bhattacharya
...for the petitioner

A direction to secure expeditious disposal of Title Suit No.134 of 2013, pending before learned Civil Judge (Junior Division), 3rd Court, at Baruipur, is the ultimate relief sought for in this case.

Admittedly, the suit for declaration, and injunction was instituted in the year 2013. The petitioner being plaintiff first produced his witness for examination on 10th May, 2018, and since then, the evidence of P.W.1 is lying deferred.

The only contention expressed by the learned advocate for the petitioner is against the delay caused in the disposal of the suit.

It is contended by the petitioner that till date, nothing has been proceeded towards reaching logical conclusion of the case after concluding the evidence of P.W.1.

In view of the nature of order proposed to be made in this case, no prior notice is considered to be

necessary. Service upon the opposite parties is thus dispensed with.

Accordingly, learned Civil Judge (Junior Division), 3rd Court, at Baruipur, in Title Suit No.134 of 2013, is requested to ensure expeditious disposal of pending suit, after causing disposal of interlocutory application, if there be any pending, providing sufficient opportunity of hearing to either of the parties to this case, but without granting any unnecessary adjournment, unless it is extremely unavoidable.

Petitioner is directed to make communication of this order to the learned court below as well as to the learned advocate appearing in the court below for the opposite parties and opposite parties.

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

Urgent certified photostat copy of this order, if applied for, be given to the parties as expeditiously as possible on compliance of all necessary formalities.

(Subhasis Dasgupta, J.)