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AKG 16-02-2022
Ct.21

C.O. 2263 of 2021
Sabirul Islam & Anr.
Versus
Habibur Rahaman & Ors.
(VIA VIDEO CONFERENCE)

Mr. Falguni Bandhopadhyay,
Ms. Sreetama Neogi,
Mr. Tapan Pramanick
...for the Petitioners

Mr. Falguni Bandhopadhyay, learned advocate
appears for the petitioners.

Record shows that no notice of this application has
been served on the other side.

The petitioners by filing the present application
under Article 227 of the Constitution of India have
prayed for expeditious disposal of the application under
Order 39 Rules 1 and 2 of the Code of Civil Procedure
in connection with Title Suit No. 265 of 2021, pending
before the learned Civil Judge (Junior Division), 1st
Court, Barasat.

The learned advocate for the petitioner submits
that the learned Court below has been granting
unnecessary adjournments and due to which, there is
a delay in disposing of the case and such delay is
causing hardship to the petitioners.

Having regard to the nature of relief claimed by the
petitioner, being a prayer for expeditious disposal of the
interlocutory application, I do not find any need to
serve notice of the present application on the opposite

parties. Therefore, service of notice upon the opposite parties is dispensed with.

The learned Civil Judge (Junior Division), 1st Court, Barasat is requested to dispose of the application under Order 39 Rules 1 and 2 of the Code of Civil Procedure in connection with Title Suit No. 265 of 2021, as expeditiously as possible and in any event, within a period of three months from the date of communication of this order, without granting any adjournment to either of the parties.

Accordingly, the revisional application being **C.O. 2263 of 2021** is disposed of.

There shall be no order as to costs.

Parties are to act on the server copy of this order duly downloaded from the official website of this Court.

Urgent Photostat certified copy of this order, if applied for, be given to the parties, upon compliance of all formalities.

(Kesang Doma Bhutia, J.)