

02.08.2023
Sl. No.67(DL)
srm

C.O. No. 75 of 2023

Anil Kumar Dutta

Versus

Smt. Jharna Modak & Ors.

Mr. Prasanta Kumar Banerjee,
Ms. Indrani Nandi

...for the Petitioner.

The petitioner, who was the plaintiff in Title Suit No.256 of 1995, prays for expeditious disposal of Title Execution No.4 of 2002, which is pending before the learned Civil Judge (Junior Division), at Bongaon, North 24-Parganas.

According to the petitioner, the suit was decreed. The first appeal was dismissed. The second appeal was also dismissed by this Hon'ble Court.

It appears that an application is also pending for police help.

An order of expeditious disposal of any litigation enures to the benefit of all the parties and hence prior service of this revisional application upon the opposite parties is not required. The prayer is innocuous.

Under such circumstances, the revisional application is disposed of with a direction upon the learned court below to dispose of the pending application as also the execution case

within a period of six months from the next date fixed, independently and strictly in accordance with law, upon granting adequate opportunity to the respective parties to contest the proceeding. Unnecessary adjournments shall not be granted to any of the parties.

This Court has neither gone into the merits of the execution case nor into the merits of application.

A copy of the revisional application, along with a server copy of this order, be served upon the opposite parties within a week.

The revisional application is, thus, disposed of.

There will be, however, no order as to costs.

Parties are to act on the basis of the server copy of this order.

(Shampa Sarkar, J.)