

Item No. 40
24.08.2023
Court. No. 19
GB

C.O. 2411 of 2023

Kuntal Goswami
Vs.
Sneha Goswami (Bhattacharya)

Mr. Partha Sarathi Das

...for the Petitioner.

The petitioner is the husband in Matrimonial Suit No.1012 of 2017, which is pending before the learned Additional District Judge, 3rd Court at Barrackpore. The petitioner prays for expeditious disposal of the matrimonial suit.

It is submitted that an application for maintenance pendente lite is pending.

Considering the age of the suit, this Court is of the view that the prayer of the petitioner is reasonable.

This Court has neither expressed any opinion on the merits of the suit nor on the merits of the application. An order of expeditious disposal enures to the benefit of all the parties and hence this revisional application need not be served upon the opposite party before its disposal. The prayer is innocuous.

Under such circumstances, this Court directs the learned Additional District Judge, 3rd Court at Barrackpore to dispose of the application for maintenance pendente lite within a period of four months from the next date fixed, upon giving adequate opportunity to the opposite party to contest the same. The suit shall be disposed of within a year thereafter.

The learned court below shall proceed strictly in accordance with law and independently, without granting unnecessary adjournments to either of the parties.

Accordingly, the revisional application is disposed of.

Petitioner is directed to serve a copy of the revisional application upon the opposite party, along with a server copy of this order.

However, there will be no order as to costs.

Urgent photostat certified copy of this order, if applied for, be given to the parties on priority basis.

(Shampa Sarkar, J.)