

22.08.2023
Court No. 19
Item No.48
CP

C.O. 2436 of 2023

Amiya Chorone Roquittee @ Amiya Charan

Rakshit

Vs.

M/s R. K. Dhar & Sons

Mr. Varun Kothari

Ms. Shreya Choudhary

...for the petitioner.

The petitioner is the plaintiff in Ejectment Suit No. 20 of 2021, which is pending before the learned Judge, 7th Bench, City Civil Court at Kolkata. It is submitted that four interlocutory applications are pending.

The prayer of the petitioner is innocuous. Neither party stands to lose if a proceeding is disposed of expeditiously. In fact, such expeditious disposal shall enure to the benefit of the parties and hence, there is no requirement for service of prior notice upon the opposite party.

The revisional application is disposed of with a direction upon the learned court below to dispose of the interlocutory applications according to their seriality as the court deems fit, within a period of six months from the next date fixed, upon granting adequate opportunity to the parties to contest the

same. Thereafter, the suit shall proceed and be disposed of within one year.

This court has not expressed any opinion on the merits of the pending applications as also the suit. The learned court shall proceed independently and in accordance with law.

A copy of the revisional application along with a server copy of this order be served upon the opposite party and/or the learned advocate contesting the matter on behalf of the opposite party in the learned court below, within a week.

The revisional application is accordingly disposed of.

There shall be no order as to costs.

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

(Shampa Sarkar, J.)