

30.08.2023
Sl. No.15(DL)
srm

C.O. No. 2525 of 2023

Chandra Prakash Bidasaria @ Chandra Prakash Agarwal

Versus

Rajesh Kumar Kandoi

Mrs. Susmita Dey (Basu)

...for the Petitioner.

The petitioner prays for expeditious disposal of a Title Suit No.21 of 2023 along with the pending application. The proceedings are pending before the learned Judge, 12th Bench, City Civil Court at Calcutta, and the application has been filed for ex-parte hearing of the suit.

It is submitted that the written statement has not yet been filed.

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 party 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 application within a week from the next date fixed, independently and strictly in accordance with law, provided the said application has been served upon the

defendant/opposite party and the defendant/opposite party has been given a chance to file a written objection. Thereafter, the court shall proceed with the suit expeditiously, and in accordance with law. Unnecessary adjournments shall not be granted to any of the parties.

This Court has neither gone into the merits of the suit 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 party 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.)