

Item No.47
11.10.2023
Court. No. 19
GB

C.O. 2546 of 2023

Rajeev Sethi
Vs.
Rakesh Sethi

Mr. Rahul Karmakar,
Ms. Ishita Kundu

...for the Petitioner.

By this application, the petitioner seeks expeditious disposal of Title Suit No.1306 of 2016, which is pending before the learned Judge, 11th Bench, City Civil Court at Calcutta.

According to the learned advocate for the petitioner, no applications are pending. It is submitted that the suit has been fixed for framing of issues.

Considering the submissions, the Court is of the view that 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 title suit within a year from the next date fixed. Adequate opportunity shall be granted to the parties to contest the same.

This court has not expressed any opinion on the merits of 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.

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.)