

21.09.2023
Court No. 19
Item no.208
CP

CO/2679/2023

ROTOTRON CONTAINERS PVT. LTD.
VS
RABI SHANKAR SINGH AND ORS.

Mr. Abhrajit Mitra, Sr. Advocate
Mr. Satadeep Bhattacharyya
Mr. Avik Sengupta
Mr. Surajit Biswas

.....for the petitioner.

The petitioner is the defendant no. 1 in Title Suit No. 42 of 2013, which is pending before the learned Civil Judge (Senior Division) 2nd Court, Barasat. The petitioner prays for expeditious disposal of the suit along with an application for amendment of the written statement.

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 parties.

The revisional application is disposed of with a direction upon the learned court below to dispose of the amendment application within two months from the next date fixed. Thereafter, the suit shall be disposed of within a year from the disposal of the

said application. Adequate opportunity shall be granted to the parties to contest the same.

This court has not expressed any opinion on the merits of the application and 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 parties and/or the learned advocate contesting the matter on behalf of the opposite parties 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.)