

August 31, 2023
Sl. No.49
Court No.19
s.biswas

CO 2768 of 2023

Geeta Jaiswal
vs.
Jugal Kishor Gupta and others

Mr. Satyam Mukherjee

... for the petitioner

The petitioner is the defendant no.4 in Title Suit No.285 of 2016, which is pending before the learned Civil Judge (Junior Division), 1st Court, Barasat, North 24 Parganas. The petitioner prays for expeditious disposal of the title suit along with the application for injunction, which is also pending.

Under such circumstances, this court is of the view that justice would be subserved, if the learned court below is directed to dispose of the pending suit as also the application, on an urgent basis.

This court has neither gone into the merits of the application nor into the merits of the suit. An order of expeditious disposal of any litigation, enures to the benefit of all the parties. Hence, prior service of this revisional application upon the opposite parties, would not be necessary. The prayer is innocuous and very reasonable.

The revisional application is disposed of with a direction upon the learned court below to dispose of the pending application for injunction within a period of two months from the next date fixed and thereafter the learned court below shall proceed with

the suit and dispose of the same within a year after disposal of the application, without granting unnecessary adjournments to either of the parties and upon granting adequate opportunity to the opposite parties to contest the proceedings. The learned court below shall proceed strictly in accordance with law and independently.

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

Accordingly, the revisional application is disposed of.

All the parties are directed to act on the basis of the server copy of this order.

(Shampa Sarkar, J.)