

31.08.2023
Court No. 19
Item No.56
CP

C.O. 2908 of 2023

Smt. Usha Rani Sarkar
Vs.
Amra Tarun Local Club & ors.

Mr. Onik Sengupta
Mr. Amar Saha

.....for the petitioner.

The petitioner prays for expeditious disposal of the Title Suit No. 185 of 2002, which is pending before the learned Civil Judge (Junior Division) at Bidhannagar, on the ground that she is 64 years old and suffering from serious illness.

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.

Considering the age of the suit and the situation of the plaintiff, the revisional application is disposed of with a direction upon the learned court below to dispose of the suit, within a period of three months from the next date fixed, upon granting adequate opportunity 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 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.)