

08.09.2023
Court No. 19
Item no. 182
CP

C.O. No. 2932 of 2023

Asha Bansal & ors.
Vs.
Poonam Dwivedi

Ms. Tanvi Luhariwala
Ms. Shreya Choudhury

... for the Petitioners.

By this application, the petitioners seek expeditious disposal of Ejectment Suit No.22 of 2022, which is pending before the learned Judge, 12th Bench, City Civil Court at Calcutta.

It is submitted that two applications are pending. One under Section 7(2) of the West Bengal Premises Tenancy Act, 1997 and the other for transposition.

The prayer of the petitioners 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 application for transposition, within a month from the next date fixed. The application under Section 7(2) of the West Bengal Premises Tenancy Act, 1997 shall be disposed of within two months thereafter. Adequate opportunity shall be granted to

the parties to contest the same. Upon disposal of the applications, the learned court below shall make sincere endeavour to dispose of the suit within a year from the disposal of the above applications.

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