

13.09.2023
Court No. 19
Item no.233
CP

C.O. No. 2959 of 2023

Arup Ratan Gooptu
Vs.
Krishna Singh & ors.

Mr. S. Ghosh
Mr. A. Gooptu

.....for the petitioner.

The petitioner prays for expeditious conclusion of Ejectment Suit No.110 of 2004, which is pending before the learned Judge, 2nd Bench, Presidency Small Causes Court at Calcutta.

It is submitted that the final arguments had been concluded before the learned predecessor Judge before the pandemic. Subsequently, there was a transfer. The present presiding officer has also started hearing the arguments. It is prayed that necessary orders may be passed for expeditious conclusion of the same and delivery of judgment.

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 suit, within two 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.)