

Item No. 32
31.08.2023
Court. No. 19
GB

C.O. 3311 of 2022
With
CAN 1 of 2023

Sri Ratan Kumar Kundu
Vs.
Smt. Sanchita Kundu

*Mr. Proloy Bhattacharjee,
Ms. Munmul Tewary,
Ms. Sohini Adhikari*

...for the Petitioner.

The petitioner is the husband who prays for expeditious disposal of Matrimonial Suit No.161 of 2014, which is pending before the learned Additional Principal Judge, Family Court at Calcutta.

It is submitted that the suit is at the stage of evidence of D.W.

Considering the age of the suit and the stage of the suit, this Court is of the view that the prayer of the petitioner is reasonable.

This Court has not expressed any opinion on the merits of the suit. An order of expeditious disposal enures to the benefit of all the parties and hence this revisional application need not be served upon the opposite party, before its disposal. The prayer is innocuous.

Under such circumstances, this Court directs the learned Additional Principal Judge, Family Court at Calcutta to dispose of the suit within a year from next date fixed, upon giving adequate opportunity to the opposite party to contest

the same, provided the husband continues to pay maintenance pendente lite as directed by the court.

The learned court below shall proceed in accordance with law and independently, without granting unnecessary adjournments to either of the parties.

Accordingly, the revisional application is disposed of.

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

With the disposal of the revisional application CAN 1 of 2023 is also disposed of.

However, there will be no order as to costs.

Urgent photostat certified copy of this order, if applied for, be given to the parties on priority basis.

(Shampa Sarkar, J.)