

October 13, 2023
Sl. No.72
Court No.19
s.biswas

CO 3620 of 2023

Debraj Mukherjee

vs.

Krishna Chakraborty and others

Mr. Vinay Kumar Purohit

... for the petitioner

The petitioner is the defendant no.2 who prays for expeditious disposal of three applications which are pending in respect of the Title Suit No.424 of 2022, before the learned Civil Judge (Senior Division), 5th Court at Alipore.

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 said suit along with pending applications, on an urgent basis.

This court has neither gone into the merits of the applications 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 applications within four months from the next date fixed. Thereafter, the learned court below shall proceed with the suit and dispose of the same within a year, upon disposal of the

applications, 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.)