

October 13, 2023
Sl. No.77
Court No.19
s.biswas

CO 3670 of 2023

Narayan Maity
vs.
Nandadulal Maity and others

Mr. Rajib Kumar Acharyya
Mr. Banshi Badan Maity

... for the petitioner

The petitioner prays for expeditious disposal of Misc. Appeal No.12 of 2019, which is pending before the learned District Judge, Purba Medinipur. It appears that the misc. appeal is pending since long. There is already an order passed by learned coordinate Bench of this court, directing the learned District Judge, Purba Medinipur to dispose of the misc. appeal expeditiously.

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 pending appeal, on an urgent basis.

This court has not gone into the merits of the pending misc. appeal. 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 appeal within two months from the next

date fixed, 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.)