

16      11.01.  
         2023  
AGM  
/RKB  
Ct 07

**C.O. 3671 of 2022**

**Dongfang Electric (India) Pvt. Ltd  
Vs  
Aristocrat International Pvt. Ltd**

Mr. Debjit Mukherjee,  
Mr. Ishaan Saha,  
Ms. Sananda Ganguli,

... For the petitioner.

A direction to secure expeditious disposal of an interlocutory application under Order 39 Rule 4 CPC filed on 17.11.2021, against an ad interim order of injunction being granted by the Trial Court on 17.01.2020 is only relief sought to be obtained from this Court.

Mr. Debjit Mukherjee, learned advocate appearing for the petitioner submits that petitioner has been suffering ad interim order of injunction, and he has filed separate objection against the injunction application, apart from filing another application under Order 39 Rule 4 CPC proposing for vacation and/or alteration of the ad interim order of injunction granted by the Trial Court.

The only contention thus expressed by the petitioner is against the delay caused in the disposal of the interlocutory application, mentioned hereinabove.

In view of the nature of the order proposed to be made in the case, no prior notice is considered to be necessary.

Service upon the opposite party is thus dispensed

with.

Accordingly, learned Civil Judge (Junior Division), 1<sup>st</sup> Court, Barasat in Title Suit No. 45 of 2020 is requested to ensure expeditious disposal of the interlocutory application referred hereinabove, subject to the suitability and convenience of the Court below, providing sufficient opportunity of hearing to either of the parties to this case, but without granting unnecessary adjournment, preferably before the end of June 2023.

Petitioner is directed to make communication of this order to the learned court below as well as to the learned advocate appearing in the court below for the opposite party and the opposite party

With this observation and direction, the revisional application stands disposed of.

Urgent photostat certified copy of the order, if applied for, be given to the parties on usual undertakings.

**(Subhasis Dasgupta, J)**