

03.10.2023
Sl. No.272(DL)
srm

C.O. No. 3986 of 2022

Sri Chandrajit Shit

Versus

Smt. Sukanya Shit

Sk. Hossain Ali

...for the Petitioner.

The petitioner prays for expeditious disposal of Matrimonial Suit No.240 of 2018 along with J. Misc. Case No.55 of 2019 which are pending before the learned Additional District Judge, 1st Court, Bankura.

The petitioner also prays for expeditious disposal of all the pending applications.

Considering the submissions, the Court is of the view that 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. Hence, there is no requirement for service of prior notice upon the opposite party.

Under such circumstances, the revisional application is disposed of with a direction upon the learned court below to dispose of J. Misc. Case No.55 of 2019, within a period of six

months from the date of communication of this order, independently and strictly in accordance with law, upon granting adequate opportunity to the respective parties to contest the proceedings. Thereafter, the court shall proceed with the suit in accordance with law and dispose of the same within a period of one year from the date of disposal of the application, if any maintenance that may be allowed by the court, is paid regularly. Unnecessary adjournments shall not be granted to any of the parties. In case of default, suit shall not proceed.

This Court has neither gone into the merits of the applications nor gone into the merits of the suit.

A copy of the revisional application along with a server copy of this order be served upon the opposite party within a week.

The revisional application is, thus, disposed of.

There will be, however, no order as to costs.

Parties are to act on the basis of the server copy of this order.

(Shampa Sarkar, J.)