

Item No.6
29.04.2024
Court. No. 19
GB

C.O. 503 of 2024

Sri Chiranjit Ghosh
Vs.
Churman Ali Mondal & Ors.

Mr. Sarbananda Sanyal

...for the Petitioner.

By this application, the petitioner seeks expeditious disposal of the Title Appeal No.50 of 2018, which is pending before the learned District Judge, Murshidabad.

It is submitted that the appeal is pending for the last five years. It is also submitted that all the parties have received notice and all the parties are appearing.

Considering the submissions, this 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 parties.

Under such circumstances, the revisional application is disposed of with a direction upon the learned court to make a sincere endeavour to dispose of appeal within a period of eight months from the next date fixed. Adequate opportunity shall be given to the parties to contest the same.

This court has not expressed any opinion on the merits of the appeal. The learned court shall proceed independently and in accordance with law.

A copy of the revisional application, along with a server copy of this order be served upon the opposite parties and/or the learned advocate contesting the matter on behalf of the opposite parties in the learned court below.

The revisional application is accordingly disposed of.

There shall be no order as to costs.

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

(Shampa Sarkar, J.)