

15.03.2024
Court No. 19
Item no.12
CP

C.O. 540 of 2024

The Ann Augustine Christian Philanthropic
Education Society
Vs.
Abdul Barik

Mr. Anirban Ghosh

.....for the petitioner.

The petitioner prays for expeditious disposal of Misc. Case No. 53 of 2022 arising out of Money Suit No. 5 of 2019, which is pending before the learned Civil Judge (Senior Division) 3rd Court, Howrah.

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.

The revisional application is disposed of with a direction upon the learned court to dispose of the said Misc. Case positively within one month from the next date fixed, without giving any unnecessary adjournments. Adequate opportunity shall be granted to the parties to contest the same.

This court has not expressed any opinion on the merits of the Misc. Case. 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 party and/or the learned advocate contesting the matter on behalf of the opposite party in the learned court below, within a week.

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.)