

15.04.2024
Sl. No.15(DL)
srm

C.O. No. 701 of 2024
Karimunnessa Bibi Waqf Estate
Versus
M/S Basu International & Ors.

Mr. Dyutiman Banerjee

...for the Petitioner.

The petitioner prays for expeditious disposal of Suit No.24 of 2021, which is pending before the learned Waqf Tribunal, West Bengal.

It is submitted that an application for amendment of the plaint is pending before the learned Tribunal.

Considering the submission, this Court is of the view that the prayer of the petitioner, for early disposal of the proceeding, 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 tribunal to dispose of the application within two months from the next

date fixed, independently and strictly in accordance with law, upon allowing the parties to contest the proceeding. Thereafter, the learned tribunal shall proceed with the suit in accordance with law and make an endeavour to dispose of the same within a year from the date of disposal of the application. Unnecessary adjournments shall not be granted to any of the parties.

This Court has neither gone into the merits of the application nor 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 parties 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.)