

Item No.3
01.04.2024
Court. No. 19
GB

C.O. 981 of 2023

Masammat Idan Bibi & Ors.
Vs.
The State of West Bengal & Anr.

Mr. Gazi Faruque Hossain,
Ms. Priyanka Mondal

...for the Petitioners.

By this application, the petitioners seek expeditious disposal of the Title Suit No.218 of 2007, which is pending before the learned Civil Judge (Junior Division) at Medinipur.

The petitioners submit that an order had been passed for local investigation, but no report has yet been filed.

Considering the submissions, this Court is of the view that the prayer of the petitioners 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 the suit within a year 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 suit. 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.)