

19.03.2024
Court No. 19
Item no.16
CP

CO/4030/2023

MARK BIDYUT GOMES AND ANR
VS
PRASENJIT DAS

Mr. Santu Nandy

....for the petitioner.

The petitioners pray for expeditious disposal of Misc. Appeal No. 24 of 2022, which is pending before the learned Judge, First Track, 1st Court at Sealdah. The appeal arises out of an order of refusal for grant of ad interim injunction.

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 party.

The revisional application is disposed of with a direction upon the learned court to dispose of the appeal within four months from the next date fixed. Adequate opportunity shall be granted 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 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.)