

21.03.2024
Sl. No.11(DL)
srm

C.O. No. 3781 of 2022

Subir Kumar Sinha

Versus

Prabir Kumar Sinha & Anr.

Mr. Lalmohan Hazra,
Mr. Somesh Panjan,
Ms. Moutusi Hajra

...for the Petitioner.

The petitioner prays for expeditious disposal of Title Suit No.72 of 2020 along with three pending applications. The proceedings are pending before the learned Civil Judge (Senior Division), at Sealdah.

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 court to dispose of the applications within four month from the next date fixed, independently and strictly in accordance with law, upon

allowing the parties to contest the proceeding. Thereafter, the learned court 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 applications. Unnecessary adjournments shall not be granted to any of the parties.

This Court has neither gone into the merits of the applications 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.)