

Item No.3
08.03.2024
Court. No. 19
GB

C.O. 3834 of 2022

Abdul Rahaman
Vs.
Amjed Ali & Ors.

Ms. Sonali Das

...for the Petitioner.

By this application, the petitioner seeks expeditious disposal of the Title Suit No.1005 of 2017, which is pending before the learned Civil Judge (Senior Division), 1st Court at Barasat, North 24 Parganas.

It is submitted that an application for local inspection is pending and dates have been fixed at long intervals.

Considering the submissions, this Court is of the view that 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 parties.

The revisional application is disposed of with a direction upon the learned court below, to dispose of the application within a period of two months from date. Upon disposal of the said application, the suit shall be disposed of expeditiously, preferably within a year. Adequate opportunity shall be given to the parties to contest the same. The petitioner will be allowed to file an application before the learned court with a copy to the opposite parties praying for preponement of the date.

This court has neither expressed any opinion on the merits of the suit nor on the merits of the application. 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.)