

30.01.2024
Court No. 19
Item no.179
CP

C.O. No. 4340 of 2023

Sri Nimai Halder & Anr.

Vs.

The Chief Secretary, Government of West Bengal
& Ors.

Mr. Rajdeep Bhattacharya
Mr. Sauradeep Dutta
Mr. Debasish Banerjee

.....for the petitioners.

The petitioners pray for expeditious disposal of the Title Suit No. 30 of 2018, which is pending before the learned Civil Judge (Junior Division), 3rd Court, Baruipur along with the connected applications.

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.

The revisional application is disposed of with a direction upon the learned court below to dispose of the pending applications within three months from the next date fixed. Adequate opportunity shall be granted to the parties to contest the same. Thereafter, the suit shall be disposed of within two years from the disposal of the applications.

This court has not expressed any opinion on the merits of the applications and 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, 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.)