

29.02.2024
Sl. No.47(DL)
srm

C.O. No. 4511 of 2023

Ajoy Halder

Versus

Nupur Halder & Ors.

Mr. S.T. Mina,
Ms. Prativa Sardar

...for the Petitioner.

The plaintiff in Title Suit No.33 of 2014, which is pending before the learned Civil Judge (Junior Division), 6th Court at Alipore, South 24-Parganas, prays for expeditious disposal of the suit.

It is submitted that the learned 2nd court is in-charge of the said proceeding as the presiding officer is on leave and not likely to join soon.

Considering the age of the suit and the stage of the suit, this Court is of the view that the learned charge court should be requested to dispose of the suit expeditiously. It is stated that the suit is at the stage of cross-examination of PW1.

The prayer of the petitioner for early disposal of the proceedings, 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 Judge and/or the Judge-in-Charge to dispose of suit within a period of one year from the next date fixed, independently and strictly in accordance with law. Unnecessary adjournments shall not be granted to the parties.

This Court has not gone 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.)