

15.04.2024
Sl. No.11(DL)
srm

C.O. No. 4517 of 2023

Md. Kamaruzaman

Versus

Kalo Sk.

Mr. Sarbananda Sanyal

...for the Petitioner.

The plaintiff/petitioner prays for expeditious disposal of Title Suit No.161 of 2021, which is pending before the learned Civil Judge (Senior Division) at Katwa, Purba Bardhaman.

It is submitted that the suit was filed in 2017 and the same has been renumbered. It is further submitted that no interlocutory applications are pending. It is submitted that the issues have been framed.

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 party.

Under such circumstances, the learned court shall proceed with the suit in accordance with law and make a serious endeavour to dispose of the same within one year from the next date fixed, independently and strictly in accordance with law, upon allowing the parties to contest the proceeding. Unnecessary adjournments shall not be granted to any of 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.)