

05.12.2025
Ct. No. 06
Item 105
Cp

C.O. No. 4163 of 2025

Biswanath Chakraborty (since deceased)
substituted by Bani Chakraborty & Ors.

Vs.

Bijan Chakraborty & Ors.

Mr. Kaustav Banerjee

.....for the petitioners.

The petitioners pray for expeditious disposal of Title Suit No.79 of 2021 along with an application for injunction, pending before the learned Civil Judge (Senior Division) at Diamond Harbour.

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 request to the learned court to dispose of the injunction application within three months from the next date fixed. Adequate opportunity shall be granted to the parties to contest the same. Thereafter, the suit shall proceed and be expedited.

This court has not expressed any opinion on the merits of the application 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 trial court, 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.)