

19.01.2026
Ct. No. 06
Item No.310
Cp

C.O. No. 4527 of 2025

Kumar Apurv
Vs.
Nikita Sinha

Mr. Somnath Gangopadhyay
.....for the petitioner.

The petitioner prays for expeditious disposal of Matrimonial Suit No. 1607 of 2023, pending before the learned Additional District Judge, 7th Court, Alipore, South 24 Parganas.

It is submitted by the petitioner that the maintenance pendente lite as directed by the Hon'ble Supreme Court, is being paid regularly.

On such specific undertaking given by the petitioner before this court, this court disposes of the revisional application.

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 party.

The Hon'ble Supreme Court has observed the following in the order dated October 6, 2025, passed in IA No.156702 of 2025:-

“With regard to delay in conclusion of proceedings transferred by this Court, it shall be open for the parties to take recourse to appropriate remedy before the jurisdictional High Court (i.e. the High Court of Calcutta).”

The revisional application is disposed of with a request to the learned trial judge to dispose of the said suit preferably within one year from the next date fixed. Adequate opportunity shall be granted to the wife to contest the same.

On the strength of the above observation of the Hon'ble Apex Court, this order is being passed as the prayer of the petitioner is innocuous. It is made clear that if the maintenance pendente lite is not paid as per the order of the Hon'ble Supreme Court, the learned trial judge shall decide whether to proceed with the suit or not.

This court has not expressed any opinion on the merits of 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 party and/or the learned advocate contesting the

matter on behalf of the opposite party 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.)