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C.O. 1771 of 2019

Ravindra Kumar Chopra & Anr.
Vs.
Tarun Kumar Das & Ors.

Mr. Sagnik Majumdar
Mr. T. Das
...for the petitioners

The added respondents in Title Appeal No.36 of 2012 presently pending before the 3rd Court of the learned Additional District Judge at Barasat are the petitioners praying for transfer of the appeal to any other Court of competent jurisdiction in the same station. The grounds set forth by the petitioners in support of their prayer is that the Title Appeal is pending since 2012. The learned Presiding Officer is going on adjourning the matter on different dates when the matter comes up for hearing. In this way the respondents /petitioners are prejudiced.

On perusal of the application under Section 24 of the Code of Civil Procedure as well as upon hearing of the learned advocate for the petitioners, I am of the view that the instant application can be disposed of right now even without serving notice to the opposite parties. It is the minimum expectation

of a litigant that the lis between the parties is expected to be disposed of within a reasonable time. The Title Appeal was filed in the year 2012. About seven years have elapsed. The appeal is not disposed of as yet. Long pendency of the appeal is a reason for frustration of the petitioners and outcome of the present application.

Accordingly, I dispose of the instant application directing the learned Additional District Judge, 3rd Court at Barasat to take up hearing of the appeal and dispose of the same at the earliest and specifically within a period of six months from the date of communication of this order.

The instant revision is thus disposed of.

Urgent photostat certified copy of this order, if applied for, be given to the learned advocates for the parties on usual undertakings.

(Bibek Chaudhuri, J.)