

L.A 7 of 1993
CNR No. WBCC01-000324-1993
Present: Sri Sanjoy Kumar Das, Judge, Bench-V (WB00627)
Order No.87/ Dated 24.06.2026

Today is fixed for hearing petition dated 18.05.2026.

Heard both sides in respect of the said petition.

Perused the petition, relevant written objection and materials on record.

By filing this application the opposite party prayed repairing of walls, stair case, floor, bathroom, common passage, etc. of first floor and second floor of the suit premises as described in detailed in para 6 of the application.

Petitioner contested this application by filing written objection and thereby stated that an injunction order is already existing. Opposite party/petitioner was a licensee and the said license was already been revoked. So the plaintiff for rejection of this application.

Materials on record reveals that this a case of Letter of Administration in respect of the suit property.

It is admitted position that petitioner of the application is the sister of the plaintiff. It is also admitted position that the petitioner is presently in possession of the portion for which repairing is sought for.

Unless and until the Letter of Administration is granted, the plaintiff cannot claim the property as his exclusive one.

Further having regard to the proposed repairing it appears that in order to leave with human dignity those repairs are necessary.

Accordingly, the petition dated 18.03.2026 is allowed on contest.

The petitioner is permitted to carry the repairing work strictly in terms of paragraph 6(a) to 6(d) of her application at her own cost in presence of both sides. Any deviation will be viewed seriously. It is also made clear that the petitioner shall not claim any equity in future in respect of these repairing work.

The petition is thus disposed of.

Fix 19.08.2026 for further evidence.

D/c by me,

Judge, Bench-V
City Civil Court, Calcutta

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