

Misc Case 332 of 2022.  
(Probate Suit 14 of 2013)

Order No.65 dated 19.6.25.

Today is fixed for hearing of the petition u/o 22 rule 4 of CPC read with section 151 of CPC filed by the petitioner praying for substitution of the legal heir of the OP.

Petition is taken up for hearing.

Heard Ld Advocate for the petitioner.

Perused the petition.

Considered.

It appears that the OP has died leaving behind his only son Avisek Ghosh as his legal heir. The petitioner has come to know about the date of death of the OP on 21.09.23 and accordingly filed instant petition on 11.12.23 but due to some mistake the said petition was amended and amended petition was filed on 10.4.25. Therefore, it appears that the petition for substitution of legal heir was filed within 90 days from the date of knowledge of death of OP. As such it is within time and it can be allowed.

In view of the above, petition for substitution is allowed.

Let the legal heir of OP be substituted as per prayer of petitioner.

Petitioner is directed to take steps accordingly.

Fix 25.8.25 for taking steps by petitioner.

Addl District Judge,  
2<sup>nd</sup> Court, Howrah.