

**IN THE COURT OF DISTRICT JUDGE, NORTH 24 PARGANAS, BARASAT**

**Present :**

Shri Santanu Jha (JO Code : WB-00399),  
District Judge, North 24 Parganas

**Misc. Case No.54 of 2024 (Act-VIII)**

**CNR :WBNP01-001430-2024**

**Order No.15, dated 09.03.2026**

Today is fixed for passing order in connection with an application under section 29 of the Guardians and Wards Act, 1890, read with section 8 of the Hindu Minority and Guardianship Act, 1956, filed by the petitioner Smt. Chitra Mondal Biswas, praying for granting permission to the petitioner as a natural guardian to sell the share of property of her minor daughter Alankrita Mondal.

Petitioner files hazira.

The matter is taken up for passing order.

Perused the materials on record.

The case of the petitioner, in brief, is that the husband of the petitioner Late Biswajit Mondal during his lifetime purchased the following properties :

**Schedule A Property**

District : Nadia, P.S. and A.D.S.R.O. Haringhata, Mouza : Fatepur, J.L. No.65, Touzi No.Hal 13, R.S. and L.R. Dag No.1128, R.S. Khatian No.1148, L.R. Khatian No.1983 at present L.R. Khatian No.2339 measuring an area 11 (eleven) Decimals out of 44 (forty four) Decimals Vacant land within the local limit of Gram Panchayat of Fatepur.

**Schedule B Property**

District : North 24 Parganas, P.S. Ghola, A.D.S.R.O. Barrackpore at present A.D.S.R.O. Sodepur, Mouza : Natagar, J.L. No.15, Re. Sa. No.101, Touzi No.155, R.S. Khatian No.651, R.S. Dag No.2954, Plot No.56/A, Khatian No.668, measuring an area 01 (one) cottah, 15 (fifteen) Chattack, 14 (fourteen) Sq.Ft. be the same a little more or less *Bastu* land within the local limit of Panihati Municipality

Ward No.30, Holding No.37 at present Holding No.41/1 at 321, Saroda Pally.

Schedule C Property

District : North 24 Parganas, P.S. Barasat at present Madhyamgram, A.D.S.R.O. Barasat, Mouza : Abdalpur, J.L. No.53, R. S. No.35, Touzi No.146, R.S. & L.R. Dag No.82, R.S. Khatian No.144, L.R. Khatian No.245 measuring an area 01 (one) cottah, 6 (six) Chattack, 2 (two) Sq.Ft. *Danga* land being Scheme Plot No.'A', together with a two storied building standing thereon having a covered area 950 (nine hundred fifty) sq. ft. i.e. 475 (four hundred seventy five) sq. ft. in each floor within the local limit of Madhyamgram Municipality, Ward No.old 10, new 11, Holding No.571/B/1, Vivekananda Nagar Premises.

Petitioner further states that her husband Biswajit Mondal died intestate on 04.08.2020, leaving behind him, his wife (the present petitioner) and minor daughter Alankrita Mondal, as his only legal heirs and successors and after the demise of Biswajit Mondal accordingly each became the joint owners having 50% share in the undivided Schedule 'A' 'B' and 'C' Properties. The parents of the deceased died prior to his death.

It is the further case of the petitioner that after demise of her husband, her minor child, who is a student, has been living in her custody and she is being looked after by the petitioner and to maintain the livelihood, education and welfare of her said minor child properly, it is required to sell out the property involving the interest of the minor to the intending purchaser.

In the light of the above, the petitioner has prayed for granting permission to sell the properties of her minor child in Schedule 'A' 'B' and 'C' Properties.

In this case, the petitioner deposed as PW-1 and tendered relevant documents in support of her contention. The documents tendered have been marked as Exhibit-1 to 16. During her evidence, she prayed for relief as per her petition.

Petitioner made necessary paper publication in Bengali in a daily newspaper and no objection is reported till date in respect of the subject matter. It has also been declared by the petitioner that no Court has appointed or declared any other person as the guardian of the aforesaid minor's person or property under the Guardians and Wards Act. It is also found that two of the aforesaid properties situate within the jurisdiction of this Judgeship and another is situated within the district of Nadia.

Having traversed through the evidence advanced by the petitioner-mother in support of her application, this Court finds no legal impediment in appointing the petitioner as guardian to sell her minor child's properties, in accordance with law. Upon careful consideration, it is found that the prayer may be allowed for future betterment and welfare of the minor. Hence, it is

O R D E R E D

That Misc. Case No.54 of 2024 (Act-VIII) be and the same is allowed.

The petitioner Smt. Chitra Mondal Biswas is hereby granted permission as a natural guardian to sell the share of properties of her minor daughter Alankrita Mondal, i.e. 50% share in the Schedule 'A' 'B' and 'C' Properties, on the following condition/s :

- 1) That the petitioner shall furnish a bond of Rs.50,000/- (Rupees fifty thousand only) before this Court.
- 2) That the sale proceeds to be received against the minor's share should be judiciously utilized only for the purpose of education, medical treatment, welfare and betterment of the aforesaid minor child.

The instant Misc. Case stands disposed of.

Certified copies to issue urgently.

**Dictated & corrected by me,**

Sd/-  
**District Judge,  
North 24-Parganas**

Sd/-  
**District Judge,  
North 24-Parganas**