

OTHER SUIT 39 OF 2015 (OTHER SUIT – 12 OF 2015)

(CNR No – WBNP06 – 001788 – 2013)

DURGA CHAKRABORTY – VERSUS – GOPAL CHAKRABORTY & Ors.**District :- North 24 Parganas****Court :- Additional District Judge, Court – II, Bongaon****Present : Sri P.C.Karmakar (JO Code – WB00651)**

Serial number	Date of Order or Proceeding	Order or other Proceeding	Signature of court	Office action taken on order with date and dated signature of pleaders or parties when necessary
57	10.02.2023	<p>Today is fixed for awaiting for order from Hon'ble High Court Calcutta in c/w C.O No. 1351 of 2018.</p> <p>Petitioners files hazira.</p> <p>Respondent takes no step.</p> <p>Suit is adjourned today as regular P.O is on leave.</p> <p>No order has been received from Hon'ble High Court Calcutta.</p> <p>Fix 24.08.2023 for awaiting for order from Hon'ble High Court Calcutta in c/w C.O No. 1351 of 2018.</p>	A.D.J-II, Bangaon North 24 Parganas	
58	24.08.2023	<p>Petitioner is present by filling hazira.</p> <p>Fresh vakalatnama is filed on behalf of the six respondents along with hazira. Let it be kept in record.</p> <p>Today is fixed for awaiting for order from Hon'ble High Court Calcutta in c/w C.O No. 1351 of 2018.</p> <p>Petitioner files a server copy of order dated 09.06.2023 passed by Hon'ble High Court Calcutta in c/w C.O No. 1351 of 2018.</p> <p>Hon'ble High Court Calcutta has been pleased to allow the prayer for recording evidence of witness Sukumar Das through Commission as per provision of order XXVI rule 1 CPC at the cost of the petitioner and also has been pleased to direct this court to make expeditious disposal of the case and to make every endeavour to conclude the entire proceeding within a period of six months from the date of communication of the order.</p> <p>Today the petitioner files a petition u/o XXVI rule 1 CPC supported by affidavit. Copy served.</p> <p>Heard both sides. Considered.</p> <p>In view of the above order passed by the Hon'ble High Court Calcutta, the petition filed by the petitioner is allowed on contest.</p> <p>Let Smt. Jayita Sarkar, Advocate (Enrollment No.- F-1301/2010) be appointed as Deposition Commissioner for recording the evidence of witness Sukumar Das, S/o Late Madhusudhan Das of Vill. - Khoiramari, Ward No. 5, College Road, (beside Kalimandir), P.S – Bongaon, Dist. - North 24 Parganas as per provision of order XXVI rule 1 CPC at the residence of the witness Sukumar Das.</p> <p>On consent of both sides and in presence of Id. Commissioner the date of examination is fixed on</p>		

Issue vide no. 291 date 24.08.2023

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<p>Continue... Order No. 58 Date:- 24.08.2023</p>	<p>23.09.2023 at 11:00 AM. The fees of the Commissioner is fixed at Rs. 3000/- (Three Thousands only) and the petitioner is directed to make payment of the said fees by the next date fixed prior to recording the evidence.</p> <p>The Bench Clerk attached to this Court is requested to accompany the Deposition Commissioner with the Case Record and the Original Will and to take back those to the Court after the completion of the recording of the evidence.</p> <p>Fix 04.10.2023 for submission of report (including money receipt) by the Ld. Deposition Commissioner .</p> <p>B.C is directed to issue the Writ of Deposition Commissioner accordingly.</p>		<p>A.D.J-II, Bongaon North 24 Parganas</p>
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