

O.S. 03 of 2024

R No.03/2024

(CNR NO. WBSP010007722024)

Present: Sarajit Majumdar [J.O Code: WB00646]

Order no.10 dated: 24.03.2025

Today is fixed for filing W/S and step by plaintiff against defendant no.1 and 2.

Plaintiff and defendant nos.3 to 10 are represented through their respective learned advocates and on behalf of the defendants no.3 to 10 one application is filed for fixing another date for inspection of Will.

On behalf of the defendants no.3 to 10 one petition is filed for seeking time to file W/S.

Heard. Considered. Prayer for time is allowed.

The application for fixing another date for inspection of the Will filed by defendant is taken up for hearing.

Heard the learned advocate for the defendants who submits for fixing another date for inspection of Will on the ground that vide order no.8 dated 17.01.2025 they were permitted to inspect the Will on 05.02.2025 but that was not uploaded in the CIS and as such they could not inspect the Will on the schedule fixed. Learned advocate for the plaintiff raises objection on the ground that this application is filed long after his appearance.

Perused the case record. Considered.

It appears to me that for proper adjudication of the case defendants should be provided with opportunity to inspect the Will. Accordingly, application dated 24.03.2025 for fixing another date for inspection of Will is allowed on contest without cost.

Defendants are at liberty to inspect the Will on 23-04-2025 at 4.00 PM in the office of Head Clerk, District Judges Court, South 24 Pgs at Alipore.

The Head Clerk, District Judges Court, South 24 Pgs at Alipore is directed to do the needful in compliance with this order.

Let a copy of this order be sent to the Head Clerk, District Judges Court, South 24 Pgs at Alipore for his information and necessary action.

It appears that notice upon the defendant no.1 and 2 are not served

Accordingly, plaintiffs are directed to take steps against defendants no.1 & 2.

Fix 02-05.2025 for filing W/S by defendant no.3 to 10 and steps by plaintiffs against defendant no.1 & 2.

Typed and printed by me;
Sd/-Sarajit Mazumder
Additional District Judge
1st Court, Alipore

Sd/-Sarajit Mazumder
Additional District Judge
1st Court, Alipore
South 24 Pgs