

10.4.2026

Today is fixed for hearing of two petitions both dtd. 27.2.26 filed by defendant No.1.

Ld. Counsel for plaintiff as well as defendant No.1 are present.

The petition praying for inspection of original Will, filed by defendant No.1 is taken up for hearing.

Hd both sides. Perused.

Ld. Counsel for the defendant submits that the original Will is required to be inspected before filing W.S and in view of this he prays for passing necessary order.

Ld. Advocate for the plaintiff did not submit anything material and left the entire matter upon the discretion of this court.

A defendant in a probate application is fully entitled to inspect the Will and accordingly the defendant is permitted to inspect the original Will in presence of plaintiff and ld. Counsel of the plaintiff.

Ld. Counsel for the defendant moves another petition dtd 27.2.26 praying for serving copy of the plaint and the documents relied upon. Ld. Counsel for the defendant in course of hearing submits that he received the copy of the plaint but no relied document has been supplied to him.

Ld. Counsel for the plaintiff in his reply submits that this application for probate has been filed only with a copy of the Will but no other document has been relied upon.

In view of such submission of ld. Counsel for the plaintiff question of supplying other relied documents to the defendant No.1 does not arise at all. Be it mentioned here that this court by passing this order, has given liberty to the defendant No.1 to inspect the Will on the next date fixed. Accordingly the petition dtd 27.2.2026 praying for supplying copy of plaint along with the relied documents to defendant No.1 is hereby disposed of .

Fix 11.5.2026 for inspection of the Will by defendant No.1 in presence of plaintiff in view of today's order.

Concerned staff is directed to make necessary arrangement for production of the original Will only for the purpose of facilitating the inspection of the original Will by the defendant No.1.

D/corr by me,

4th ADJ, Alipore,
(J.O.Code-WB00705).