

O. S. 01/2023

Order No.08.

Dated 04-04-2024.

Today is fixed for SR of defendant no.8 and hearing of the petition dated 11.10.23.

Plaintiff and Defendant nos.1 to 7 files hazirah.

Plaintiff files postal receipt with copy of track report in respect of defendant no.8. From the copy of track report it appears that the notice has been delivered upon the said defendant. But none appears on behalf of the said defendant. Hence, let the suit be heard exparte against defendant no.8.

The application dated 11.10.23 is taken up for hearing.

Perused. Heard.

Submitting the petition defendant nos.3, 4 and 5 have prayed for direction upon the plaintiff to supply copy of two documents mentioned therein.

Admittedly, this is a suit for grant of Probate filed by the plaintiff/applicant. It is also admitted that along with the Probate application plaintiff has served the said defendants with copy of alleged Will and Death certificate of Badal Chandra Das, since deceased. Copies of said two documents were also being served upon the other contesting defendants, who has already submitted their written statements.

From the record it further appears that along with the Probate application plaintiff has not filed any other document or copies thereof. Hence, I do not find it necessary at this stage to give direction upon the plaintiff to supply copy of any other documents as claimed by the defendant nos. 3 to 5.

The application dated 11.10.23 stands accordingly disposed.

To 27.06.24 for framing of issues.

D/c by me,

ASJ, FTCII, Sealdah.

ASJ, FTC II, Sealdah.