

19th May,
2025
(AK)
27

F.M.A. 659 of 2025
IA No: CAN 1 of 2025

Swapan Belel
Vs.
Tapan Belel and others

Mr. Taraknath Halder
Mr. Subarna Bank
...for the appellant.
Mr. Aniket Mitra
Mr. Tapas Singha Ray
...for the respondent nos.1 and 2.
Ms. Pampa Dey (Dhabal)
...for the respondent nos.10-14.

1. Affidavit-of-service filed in court today be kept on record.
2. Learned counsel representing the respondent nos.1 and 2 submits that there has been gross suppression of material facts in the plaint and the injunction application in the court below as well as before this court in obtaining the *ad interim* injunction order granted by this court earlier.
3. It is submitted that the entire suit property has been bequeathed in favour of the respondent nos.1

and 2 by the predecessor-in-interest/father of the parties by a Will.

4. It is further submitted that the Will has since been probated by this court on April 12, 2006, which was within the knowledge of the appellant.
5. Since certain serious allegations have been brought, the respondent nos.1, 2 and 3 are directed to file their respective affidavit(s)-in-opposition within June 13, 2025. Reply/replies, if any, shall be filed within June 20, 2025.
6. The application shall be listed for hearing on June 23, 2025.
7. The interim order granted earlier is extended till June 30, 2025 or until further order, whichever is earlier.

(Sabyasachi Bhattacharyya, J.)

(Uday Kumar, J.)