

In The High Court At Calcutta
Civil Revisional Jurisdiction
(Appellate Side)
C.O. 2345 of 2024

Sri Sibnath Chatterjee
Vs.
Sri Sankar Talukdar & Ors.

Mr. Sounak Bhattacharya,
Mr. Sumitava Chakraborty,
Ms. Bratati Pramanick,
Mr. Sounak Mondal ... For the petitioner.

Mr. Tanmoy Mukherjee,
Mr. Souvik Das,
Mr. K. R. Ahmed,
Mr. Rudranil Das,
Mr. Soumava Santra ... For the O.P. Nos. 5 & 6.

Affidavit-of-service filed on behalf of the petitioner be kept with the record.

Whether in a suit *inter alia* for a declaration that the petitioner is entitled to the freehold deed of gift in respect of the suit property being the legatee under the Will of the original allottee of the said property, the opposite party nos. 5 and 6 are necessary parties when the probate of the said Will was granted, overruling the objection of the said opposite parties, is the issue falls for consideration in the present revisional application.

The revisional application requires further consideration upon notice to the non-appearing parties.

The petitioners are directed to send a copy of the application to the said non-appearing parties by Speed Post with Acknowledgement due intimating that the matter will be included in the **Combined Monthly List of August, 2024** under the heading “**Motion**”.

In addition to the above, the petitioners are required to give notice communicating this order to the learned

Advocate representing the said non-appearing parties in the Court below.

There shall be stay of all further proceedings of Title Suit No. 1106 of 2016 pending before the 3rd Court of learned Civil Judge, (Senior Division) at Alipore, District – 24 Parganas (South) **till the end of the month of September, 2024** or until further order(s), whichever is earlier.

Parties to act on the server copy of this order duly downloaded from the official *website* of this Court.

Urgent Photostat certified copy of this order, if applied for, be supplied to the parties subject to compliance with all requisite formalities.

(Biswajit Basu, J.)