

OD-7

IN THE HIGH COURT AT CALCUTTA  
Ordinary Original Civil Jurisdiction  
ORIGINAL SIDE

IA NO. GA/4/2023  
In CS/442/1876

MONILAL MALLICK & ORS.  
Vs  
ADMINISTRATOR GENERAL OF W.B.& ORS.

BEFORE:  
The Hon'ble JUSTICE SUGATO MAJUMDAR  
Date : 6<sup>th</sup> October, 2023.

Appearance:

*Mr. Mainak Bose, Adv.*  
*Mr. Tanmoy Sett, Adv.*  
*Ms. Sucheta Das, Adv.*

*Mr. Indranil Nandi, Adv.*  
*Mr. Sayak Komar, Adv.*  
*..for Official Trustee of WB*

The Court: Affidavit in opposition to the supplementary affidavit is filed on behalf of the Official Trustee. Let the same be kept in record. Copy served.

It is necessary for consideration of the issue to ascertain whether any of the ornament is missing from the trunk so kept in the safe custody. Earlier, the list of ornaments were produced before this Court along with supplementary affidavit.

Mr. Bose, learned Counsel appearing for the one of the sebaits submits that the goldsmith may be appointed for preparation of an inventory of ornaments as those exist today. He also submits that the previous jewelleries namely, M/S. R.C.Dey and Sons may be re-appointed to do the same.

Learned Counsel appearing for the Official Trustee did not raise any objection.

Accordingly, M/S. R. C. Dey and Sons jewellerys, who prepared the previous inventory dated 1.4.1986, is entrusted with preparation of inventory of ornaments from the trunk in question. This preparation of inventory shall be made in presence of the Official Trustee or his authorized representative, in presence of one of the representative of the sebaits and also in presence of one of the officers of this Court not below the rank of the Asst. Registrar, Original Side.

Learned Counsel for the Official Trustee submits that notices may be given to all the sebaits. This submission, in my opinion, will make the things clumsy because presence of all the sebaits may not be proper for safety and security of the locker room. Accordingly, his submission is not considered. Inventory shall be prepared in presence of all the staff so mentioned before the returnable date. The inventory shall be signed by the parties and shall be submitted in any form of an affidavit by the Official Trustee.

Let the matter appear in the list on 8<sup>th</sup> December, 2023. Cost of engaging for the goldsmith may be borne out of the estate.

(SUGATO MAJUMDAR, J.)