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IN THE HIGH COURT AT CALCUTTA
ORDINARY ORIGINAL CIVIL JURISDICTION
ORIGINAL SIDE

IA NO. GA/61/2019 (Old No: GA/2161/2019)
In CS/2706/1955

SMT. GOURI SIRKAR & ORS./BROJESWAR SIRKAR
Vs
SUDESHNA SARKAR & ORS

BEFORE:

The Hon'ble JUSTICE SUGATO MAJUMDAR

Date :30th January, 2024.

APPEARANCE:

Mr. Prasant Naskar,Adv.
...for the Joint Receivers.

Mr. Suvadip Sen,Adv.
Mr. Bhaskar Nandi,Adv.
...for defendant nos. 2(b)(i) & 1(c)(ii).

Mr. Anirban Bose,Adv.
Mr. Jaydeep Dhar,Adv.
...for defendant nos. 1(b)(ii) & 1(c)(h).

The Court:-The report of the Joint Receivers/Joint Commissioner for Partition reflects that the chartered engineer and valuer has valued the property at Rs. 2,67,46,000/- whereas market value of the property as on 12th October, 2023, ascertained from the concerned department of the Government of West Bengal is Rs. 10,60,69,452/-.

The learned Receiver submitted that in view of two varying ranges of the price, a fixed value may be ascertained so that the property can be sold at that

rate. At this stage, it is proper that quotations be invited from the general public for purchase of the said property which can be a guiding factor for determining the market value of the property.

In terms of the Order dated 13th October, 2023, it was also directed that in case all the co-owners agree to sell the property, then paper publication shall be made in locally circulated newspapers – one in Bengali Daily and another in English Daily inviting offers from public for purchase of the property. That exercise was not done.

Let there be a paper publication inviting offers from the public interested to purchase the property in question.

The learned Receiver shall cause publication to be made out of joint fund subject to approval of the draft notice by the learned Registrar, Original Side.

It is made clear that quoting prices should not be treated as acceptance of offer. The quoted prices may be cancelled for any reason.

Let the matter appear in the list on 6th March, 2024.

(SUGATO MAJUMDAR, J.)