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

IA NO. GA/54/2023
In CS/1147/1947

SMT. SAILI GHOSE & ORS.
vs
DEBAPRIYO SEN & ORS.

BEFORE:
The Hon'ble JUSTICE SUGATO MAJUMDAR
Date : 4th July, 2023

Appearance :
Mr. S. Bandyopadhyay, Adv.
Mr. M. Kr. Mandal, Adv.

The Court: None appears for the applicant/proposed defendant in GA/54/2023. It is contention in the application that although in terms of Order dated 8th May, 2017, this Court allowed the application, namely, GA/1351/2017 and name of the present Petitioner though inserted in the bank account, was not incorporated in the cause title of the suit.

Accordingly, it is prayed for that the cause title of the suit may be suitably amended.

Learned Counsel appearing for the Defendant Nos.2, 2A and 2B did not raise any objection. Let Prayers (a) and (b) be allowed.

In terms of Prayer (b), the Petitioner seeks to delete the name of Nilima Dutta, the Defendant No.5A, in view of death of the said Nilima Dutta that took place on 6th May, 2021. It is contention that the Defendant No.5A left her sole surviving married daughter Kakoli Sarkar who inherited her right, title and interest in the right of Shebaitship in the Debutor estate. The death certificate of the said Nilima Dutta is not annexed.

The Plaintiff is to file by supplementary affidavit along with the death certificate of Nilima Dutta.

The Department is directed to carry out necessary amendments in terms of Order dated 8th May, 2017 and today's Order in the cause title of the suit.

Let the matter appear in the list on 2nd August, 2023 for filing Supplementary Affidavit.

(SUGATO MAJUMDAR, J.)

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