

OD-4

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

TS/43/2016

IN THE GOODS OF : SANTOSH NARAYAN GHOSH (DEC) –AND
VS
SIKHA GARAI -VS- SIPRA GHOSH & ORS.

BEFORE:

The Hon'ble JUSTICE SUGATO MAJUMDAR

Date : 30th January, 2025.

Appearance:
Mr. Rudnadeb Chowdhury, Adv.
Mr. K.N. Jana, Adv.
...for the plaintiff

Mr. Indranil Nandi, Adv.
Mr. Sayak Konar, Adv.
For the defendants...

The Court:- In terms of the Order dated 21st January, 2025, discovery and inspection of documents were closed.

On the basis of rival pleadings, the following issues are framed:-

1. Whether the instant Will is the last Will and Testament of the testator?
2. Whether the testator was physically fit and mentally alert at the time of alleged execution of the Will?
3. Whether there was due execution of the Will?
4. Whether the instant Will is obtained on practicing fraud upon the testator or is a manufactured one?

5. Whether the execution of the Will was surrounded by suspicious circumstances?
6. Whether the petitioner is entitled to grant of probate of the Will as prayed for?

The suit will appear in the list on 27th February, 2025 for 'Witness Action'.

Department shall note that the suit is pending and not disposed of. Copy of this Order shall be sent to the learned Registrar (IT).

(SUGATO MAJUMDAR, J.)

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