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IN THE HIGH COURT AT CALCUTTA
Testamentary and Intestate Jurisdiction
ORIGINAL SIDE

TS/26/2018
IA NO: GA/1/2018(Old No:GA/558/2018), GA/6/2023

IN THE GOODS OF: GIRINDRA KISHORE PAL CHOUDHURY, DEC.

-AND-

-VS-

RANJUSREE PAL

-VS-

SUPARNA PAL CHOWDHURY & ORS.

BEFORE:

The Hon'ble JUSTICE KRISHNA RAO

Date: 5th February, 2024.

Appearance:
Mr. A. C. Kar, Adv.
Ms. Sarmila Das, Adv.
... for the plaintiff.

Mr. Asit Baran Rout, Adv.
Mr. Bimalendu Das, Adv.
... for the defendant no.1.

Mr. Asit Chowdhury, Adv.
Ms. S. Das, Adv.
... for defendant no.2.

The Court : Mr. A. C. Kar, learned Counsel appears for the plaintiff, Mr. Asit Baran Rout, learned Advocate appears for defendant no.1 and Mr. Asit Chowdhury, learned Advocate appears for the defendant no.2. Plaintiff has filed an application being GA/6/2023 praying for a direction upon the Commissioner to reframe the question no.7 put to the witness no.1 namely Birendra Chandra Chakraborty on 22nd November, 2022. This is informed to the Court that examination in chief and cross examination of the said witness has been concluded and unfortunately the said witness already died. The contention of the plaintiff with regard to placing of the Will before the said witness is recorded by the Commissioner in its report dated 02.12.2022. As the witness has expired and as such this Court is of the view the application filed by the plaintiff may be

taken up for hearing at the time of final argument of the title suit no. 26 of 2018, let GA/6/2023 be kept with TS/26/2018. It is also informed to the Court that the suit is fixed for cross examination of PW2, let the matter appear along with TS/26/2018 on 2nd April, 2024 at 3.00 p.m.

(KRISHNA RAO, J.)

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