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ORDER SHEET

AGA 2 OF 2024
IN THE HIGH COURT AT CALCUTTA
ORDINARY ORIGINAL CIVIL JURISDICTION
ORIGINAL SIDE

IN THE MATTER OF :
THE ADMINISTRATOR GENERAL OF WEST BENGAL

BEFORE:

The Hon'ble JUSTICE ARINDAM MUKHERJEE

Date: 22nd January, 2024.

Mr. Indranil Nandi, Mr. Sayak Konar, Advocates for the petitioner.

The Court : The Administrator General was appointed as the executor under a Will dated 6th April, 1921 left behind by Doyal Chand Mullick, then a resident of 161, Harrison Road now known as Mahatma Gandhi Road. After the death of Doyal Chand Mullick the probate was granted. The estate of Doyal Chand Mullick comprised of an immovable property situate at 206/1, Maharshi Debendra Road (formerly Darmahatta Street) which measures about 7 cottahs. The property was initially let out to Murari Mohan Nayak, Monmohan Nayak and Pyari Mohan Nayak for a period of 12 years on the terms of a lease deed which expired by efflux of time in 1952.

It is submitted on behalf of the Administrator General that records reveal that no rent has been received by the office of the Administrator General post 1952. It further appears to the Administrator General that in the meantime, the original lessees have inducted several other sub-lessees and/or sub-tenants. It is, however, not known to the Administrator General as to the status of such occupant ie., whether they have been rightfully

inducted or are mere trespassers and/or encroachers. The Administrator General now has received some offers for letting out of the said property. The best of which is for leasing out the said property on as is where is and whatever there is basis at a rate of Rs.1,50,000/- per month.

Before any order can be passed it is necessary to serve the legal heirs/heiresses of Doyal Chand Mullick. The matter is adjourned till 19th February, 2024. The Administrator General shall ascertain the particulars of the legal heirs/heiresses of Doyal Chand Mullick, if any, who are surviving and serve a copy of this application on such legal heirs/heiresses.

(ARINDAM MUKHERJEE, J.)