

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

CS/286/1976

IA NO: GA/1/1997(Old No:GA/1996/1997), GA/4/1999(Old  
No:GA/5025/1999), T/6/1999(Old No:T/1650/1999), GA/13/2015(Old  
No:GA/3129/2015), GA/18/2022, GA/19/2023

BHUPESH KUMAR MAHAWAR  
VS  
MAHABIR PRASAD MAHAWAR & ORS.

BEFORE:

The Hon'ble JUSTICE SUGATO MAJUMDAR

Date :5<sup>th</sup> October, 2023.

APPEARANCE:

Mr. Chayan Gupta,Adv.

Mr. Ovik Sengupta,Adv.

...for the plaintiff.

Mr. Sunil Kumar Singhania,Adv.

Ms. Twindle Kaur,Adv.

For def. nos. 1(a), 1(b)(i), 1(b)(ii), 3(a), 3(b)(i), 3(b)(ii),3(b)(iii), 3(b)(iv), 3( c ),  
4(a)(i), 4(a)(ii), 4(d)(i), 4(d)(iii), 4(e), 4(f),5(i), 5(ii), 6(b), 6( c ), 6 9d), 6(e)(ii),  
6(e)(iv),6(e)(iii),13(a),13 ( c ),15(a),15(b),15( c ),15(d), 16,17 & 18.

Mr. Jayanta Kr. Sanyal,Adv.

Mr. Subhankar Chakraborty,Adv.

...Joint Receivers.

The Court:- Mr. Chayan Gupta, learned Advocate appearing for the plaintiff submitted that the nomenclature of the Joint Receivers may be modified to Joint Receivers cum Commissioner of Partition since their task is to prepare a report on partition. Therefore, the prayer is considered and allowed. Henceforth, the nomenclature of the Joint Receivers appointed in terms of the

Order dated 19<sup>th</sup> January, 2023 shall be Joint Partition Commissioner cum Receivers. It is further submitted by Mr. Gupta that a valuer should be appointed as contemplated in Order dated 21<sup>st</sup> September, 2022 to prepare a report of valuation. The Joint Partition Commissioner cum Receivers shall appoint a valuer from the empanelled valuers of the Calcutta High Court and the cost of valuation as well as fees of the valuer shall be borne by the parties from the joint estate, however, subject to prior approval of this Court. Let the matter appear on 7<sup>th</sup> December, 2023.

(SUGATO MAJUMDAR, J.)