

IN THE HIGH COURT AT CALCUTTA
TESTAMENTARY AND INTESTATE JURISDICTION
ORIGINAL SIDE

IA NO. GA/1/2025
In
PLA/47/2024
IN THE GOODS OF
RATAN MALA SAHA DECEASED

BEFORE:

The Hon'ble JUSTICE ARINDAM MUKHERJEE

Date: 26th February, 2026.

Appearance:
Mr. Tapas Kumar Manna, Adv.
Ms. Anindita Majumder, Adv.
For applicant/petitioner

The Court: Affidavit affirmed by the executor on 24th February, 2026 is taken on record.

On a perusal of the said affidavit, it appears that both the caveatrix have died. So far as the death of Purnima Saha is concerned, the same has taken place prior to 23rd December, 2025 when the last order was passed and such fact is, in fact, recorded in the said order dated 23rd December, 2025.

It is the case of the executor/applicant that the other objector, namely, Sananda Tarafdar has died on 17th September, 2025 which has come to the knowledge of the applicant while steps were taken to serve her in terms of the

order dated 23rd December, 2025.

In an application for grant of probate if the grant is refused the property will devolve upon his/her heirs/heiresses-in-intestacy. The two caveatrix, therefore, would get a share in the estate if the Will fails and the grant is refused. On the death of such heirs-in-intestacy their legal heirs will become entitled to object to the grant.

In the aforesaid facts and circumstances, the petitioner shall ascertain the legal heirs/heiresses of Purnima Saha and Sananda Tarafdar and place the same before this Court by seeking amendment to the application for grant of probate. The legal heirs/heiress of Purnima Saha and Sananda Tarafdar if does not consent to the grant shall be entitled to citation. This matter is, therefore, adjourned and shall appear in the monthly list of April, 2026.

(ARINDAM MUKHERJEE, J.)

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