

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

IA NO. GA/1/2024
In EOS/3/2022
DR P K SARDA
Vs
MAHENDRA KUMAR SARDA AND ANR.

CS/76/2016
IA NO: GA/9/2019,
GA/10/2019(Old No:GA/2712/2019),
GA/11/2024,
GA/12/2025
PRADIP KUMAR SARDA
VS
M/S. KALURAM SARDA & GRANDSONS & ORS.

With

EOS/2/2022
BINA DEVI SARDA
VS
MAHENDRA KUMAR SARDA AND ANR

BEFORE:
The Hon'ble JUSTICE SUGATO MAJUMDAR
Date : 10th April, 2025.

Appearance:

Mr. Sukrit Mukherji, Adv.
Mr. Joydeep Roy, Adv.
Mr. Shourya Samanta, Adv.
...for the plaintiff.

The Court:- Judge's Brief of Documents filed, be kept in record.

GA/12/2025 is filed for deleting the name of defendant no.4 because of death. The defendant no.4 died on 8th February, 2025 which occasioned amendment of the plaint.

Accordingly, prayers (a) to (f) of the Master's Summons be allowed.

GA/12/2025 stands disposed of.

Time is extended to file Advocate-Commissioner's Report till the returnable date.

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

1. Whether the instant suit is maintainable ?
2. Whether the instant suit is barred by any law ?
3. Whether the Plaintiff is /was the co-owner of the suit property? If so, to what extent?
4. Whether the Defendants were justified or had right, title or authority to transfer any part of the suit property?
5. Whether the deed of conveyances are false, fabricated, manufactured or executed in exercise of fraud ?
6. Whether the deed of conveyances are liable to be cancelled and be declared null and void ?
7. Whether the Plaintiff is entitled to the relief prayed for? What other relief/reliefs the Plaintiff is entitled to ?

Let these matters appear on 10th June, 2025.

(SUGATO MAJUMDAR, J.)