

O – 15 TO 17

ORDER SHEET

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

CS/76/2016
IA NO: GA/9/2019
GA/10/2019
(Old No:GA/2712/2019)

PRADIP KUMAR SARDA
VS
M/S. KALURAM SARDA & GRANDSONS & ORS.

&

EOS/2/2022

BINA DEVI SARDA
VS
MAHENDRA KUMAR SARDA AND ANR

&

EOS/3/2022

DR P K SARDA
VS
MAHENDRA KUMAR SARDA AND ANR

BEFORE:

The Hon'ble JUSTICE KRISHNA RAO

Date : January 08, 2024.

Appearance:
Mr. Sukrit Mukherjee, Adv.
Mr. Joydeep Roy, Adv.
...for the plaintiff

Mr. Falguni Bandyopadhyay, Adv.
Ms. Riya Ballav, Adv.
...for the defendant No. 1

The Court: Mr. Sukrit Mukherjee, learned Counsel, is appearing for
the plaintiff in CS/76/2016, EOS/2/2022 and EOS/3/2022.

Mr. Falguni Bandyopadhyay, learned Counsel, is appearing for the defendant Nos. 2 and 3 in CS/76/2016. He submits that he has no instruction to appear with respect of EOS/2/2022 and EOS/3/2022.

It is found from the record that CS/76/2016 is fixed for witness action. As regard EOS/2/2022 and EOS/3/2022 it is informed to this Court till date discovery and inspection of the documents have not been completed.

For the interest of justice, Counsel for the plaintiff is directed to inform the next date of hearing to the defendants of EOS/2/2022 and EOS/3/2022.

The parties are directed to complete the discovery and inspection of the documents with regard to EOS/2/2022 and EOS/3/2022 within three weeks from date. Affidavit of admission and denial of the documents be filed within a week thereafter. In the meantime, parties are also directed to exchange their suggested issues.

It is made clear that if none appears on behalf of the defendants in EOS/2/2022 and EOS/3/2022, the suits will be proceeded accordingly.

Let all suits being CS/76/2016, EOS/2/2022 and EOS/3/2022 be listed on 19th March, 2024. EOS/2/2022 and EOS/3/2022 is fixed for framing of issues.

It is made clear that after completion of all the aforesaid actions, the suits will be proceeded for witness action.

(KRISHNA RAO, J.)