

OD – 5

IN THE HIGH COURT AT CALCUTTA
Testamentary and Intestate Jurisdiction

ORIGINAL SIDE

IA NO. GA/4/2024
TS/10/2021
IN THE GOODS OF :
JATINDRA NATH BISWAS (DEC) –
AND-
SRIRUPA BISWAS
Vs
SUPRATIK BISWAS

BEFORE :
THE HON'BLE JUSTICE BIVAS PATTANAYAK
Date :7th October, 2024

Appearance :
Mr.Ayan Kumar Boral, Adv.
Mr.I.B. Jha, Adv.

Mr. Rahul Karmakar, Adv.

The Court :This is an application seeking extension of time to carry out the amendment.

Mr. Rahul Karmakar, learned advocate submits that due to certain unavoidable circumstances beyond the control of the applicant, the amendment could not be carried out within the time extended by this Hon'ble Court. He seeks for further extension of time period.

On the contrary, Mr. Ayan Kumar Boral, learned advocate appearing of the defendant caveator submits that the amendment sought for by the plaintiff was allowed in part. Such order was appealed before the Hon'ble Division Bench. The order of the learned Single Judge was modified in appeal vide order dated 5th September, 2023 passed in IA GA/2/2022 in APOT/178/2023 and

direction was issued to carry out the amendment within two weeks from the date of communication of the order. The amendment was not carried out within the time stipulated by the Hon'ble Division Bench. On the prayer of the plaintiff, the time to carry out the amendment was extended by the learned Single Judge on 5th May, 2024. Such order by the learned Single Bench of extending the time period has been challenged before the Hon'ble Division Bench in appeal and the same is running in the list. He seeks for listing the matter after vacation.

In view of such submissions made on behalf of defendant caveator, list this matter on 25th November, 2024.

(BIVAS PATTANAYAK, J.)

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