

PLA/218/2020  
IA No.GA/2/2024

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

In The Goods Of:

KANAK SARKAR @ KANAK SIRCAR  
(DEC).

BEFORE:

The Hon'ble JUSTICE APURBA SINHA RAY

Date : 12<sup>th</sup> September, 2025.

Appearance:  
*Ms. Sananda Ganguli, Adv.*  
*...for the petitioner.*

The Court: Learned counsel for the petitioner has submitted that due to wrong instruction she had submitted on 7<sup>th</sup> March, 2025 that issuance of citation is required upon the legal heirs of the testator. However, according to the learned counsel, actually all the legal heirs had given their consent and, therefore, there is no necessity for issuance of citation.

However, as the consent of the legal heirs is already on record, the existence of the order dated 7<sup>th</sup> March, 2024 creates a predicament and the Department is not carrying out the order dated 7<sup>th</sup> March, 2024.

Let a report be called for from the Department.

List the matter one week after the Puja vacation.

(APURBA SINHA RAY, J.)