

OD-2

ORDER SHEET

IN THE HIGH COURT AT CALCUTTA
ORDINARY ORIGINAL CIVIL JURISDICTION
ORIGINAL SIDE

IA No.GA/5/2024

IN

CS/1166/1987

SMT. CHANDRAKALA DEVI & ORS.

VS.

DHARAM CHAND CHAUDHRY & ORS.

BEFORE:

The Hon'ble JUSTICE BIVAS PATTANAYAK

Date: 6th December, 2024.

Mr.Sourojit Dasgupta, Mr. Joydeep Guha,
Advocates for plaintiffs/petitioners.

Mr. Mohit Gupta, Mr. A. P. Agarwalla, Advocates for defendant no.1.

The Court : This is an application for substitution of legal heirs of defendant no.4.

Mr. Sourojit Dasgupta, learned Advocate for the petitioners submits that during the pendency of the suit defendant no.4 Smt. Sumitra Devi Chaudhry has expired leaving behind her husband, two sons and one daughter as her only legal heirs which is more fully described in paragraph no.4 of the application. The husband and two sons are already on record. As such, her death be recorded and name be expunged. He seeks for substitution of the daughter, namely, Sweety Chaudhry as defendant no.4(a) and orders in terms of prayers (a) to (f) of the Master's Summons.

Mr. Mohit Gupta, learned Advocate for the defendant no.1 disputes that the defendant no.2 is the son of the deceased defendant no.4.

In view of the averments made in the application, let there be an order in terms of prayers (a) to (f) of the Master's Summons.

Department is directed to carry out the amendment within a period of four weeks from the date of communication of this order.

The application being GA/5/2024 stands disposed of.

(BIVAS PATTANAYAK, J.)

pa