

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

PLA/253/2018

IN THE GOODS OF :
KSHETRA MOHAN PANDIT @
KHETRA MOHAN CHAKRABORTY

BEFORE:

The Hon'ble JUSTICE SUGATO MAJUMDAR

Date : 7th January, 2026.

Appearance:
Mr. Kousik Chatterjee, Adv.
Mr. Pradip Kr. Maity, Adv.
...for the petitioner

The Court:- This is an application praying for grant of probate of the last Will and Testament of the deceased Kshetra Mohan Pandit alies Dr. Khetra Mohan Chakraborty. His last place of residence was at Cooch Behar, P.S.- Kotowali, District:-Cooch Behar, PIN Code - 736101. The deceased Testator was a Hindu governed by Dayabhaga School of Hindu Law. He left for heavenly abode on 27.05.2004 at Cooch Behar. Prior to death, the deceased Testator executed his last Will and Testament in Bengali language on 4th April, 2001 which was duly notarized.

The Executor appointed under the Will filed the instant application praying for grant of probate of the said last Will and Testament.

Citations were issued. No caveat had been lodged, as a result of which, the proceeding became non-contentious cause.

One of the attesting witnesses as well as the Executor deposed in this case. The attesting witness identified the signature of the Testator on the Will

and submitted that the Will was executed in his presence and he also attested the Will in presence of the Testator. The Testator was physically fit and mentally alert at the time of execution of the Will.

The Executor deposed in this case and produced the death certificate. The Executor is the son of the Testator.

The testimony of the witnesses proved due execution of the Will in terms of Section 63 of the Indian Succession Act. The property situated in Cooch Behar over which this Court has jurisdiction under Clause 34 of the Letters Patent.

Let probate be granted to the said last Will and Testament of the deceased dated 4th April, 2021.

Inventory and accounts shall be filed within six months from the date of grant of probate.

The instant probate application stands disposed of.

(SUGATO MAJUMDAR, J.)