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ORDER SHEET
IN THE HIGH COURT AT CALCUTTA
Testamentary & Intestate Jurisdiction
ORIGINAL SIDE

PLA/234/2022
IA NO: GA/2/2023

IN THE GOODS OF BINA DEVI BAJORIA, DEC

BEFORE:

The Hon'ble JUSTICE SUGATO MAJUMDAR

Date : 18th May, 2023

Appearance :

Mr. R. Das, Adv.

Mr. A. Agarwalla, Adv.

Ms. P. Garain, Adv.

Mr. R. Bachawat, Sr. Adv.

Mr. D. Ghosh, Sr. Adv.

Mr. B. Chatterjee, Adv.

Mr. R. Banerjee, Adv.

Mr. S. Chakraborty, Adv.

Mr. S. Bhattacharyya, Adv.

The Court : GA/2/2023 is filed by the Petitioner praying for modification of the earlier Order dated 10th May, 2023. The particular part which is sought to be modified is "Learned Counsel for the Petitioner is requested to hand over a copy of the probate application to the counsel for third party".

According to Mr. Das, no caveatable interest is pleaded by the person appearing on behalf of Goutam Roy.

Mr. Bachawat, learned Senior Counsel submitted that once a copy be inspected he should ascertain whether he has a caveatable interest or not. At present, unless it is worked out whether there is a caveatable interest, it is necessary that whether the probate in question involves their interest. Till

now, when the petitioner is not willing and has not handed over of the copy of the application.

Mr. Banerjee is at liberty to inspect the record in terms of the Original Side Rules.

The impugned part of the Order is modified to that extent.

Let the matter appear in the list on 13th June, 2023.

(SUGATO MAJUMDAR, J.)

A. Dey.