



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

IA NO. GA/18/2025  
In CS/251/2007  
RUCHI SINGH DEO ALIAS ISHVARI RAJE SINGH  
DEO & ORS.  
Vs  
MAHESHWARI DEBI @ SINGH

BEFORE:

The Hon'ble JUSTICE BISWAROOP CHOWDHURY

Date: 16<sup>th</sup> July, 2025.

Appearance:

*Mr. Sankarsan Sarkar, Adv.*  
*Mr. Rittick Chakrabarty, Adv.*  
*Mr. Rishav Deb Barman, Adv.*  
*...for applicants.*

*Mr. A. Mondal, Adv.*  
*Mr. Avirup Mondal, Adv.*  
*Ms. Shahnaaz Parveen, Adv.*  
*Ms. Shreyashi Maity, Adv.*  
*Ms. Debdipta Sen, Adv.*  
*Mr. A. Z. Mondal, Adv.*  
*Ms. Sabnam Sultana, Adv.*  
*...for plaintiffs.*

*Mr. Soumalya Ganguli, Adv.*  
*...for defendant.*

1. Learned Advocate appearing for the applicant in GA/18/2025 has filed this application praying for a declaration that the compromise decree dated 12<sup>th</sup> March, 2021 passed in CS/51/2007 is unlawful so far as the same concerns the trust properties of the trust deeds being nos. 3120 of 1933 and 3121 of 1933 respectively. It is submitted by the Learned Counsel for the applicant, who claims himself to be the trustee being son of late Debi Prasad Singh Deo, residing at Rangiladi, Purulia. Although an application, GA/15/2021 was filed by one Durga Prasad Singh Deo, the second son of late Raja Sankari Prasad Singh Deo, but he has no locus



standi to file the said application. It is further submitted that the applicant of GA/15/2021 died during the pendency of this case and another application being GA/17/2025 is taken out by one Lakhi Prasad Singh Deo to get himself substituted in place and stead of Durga Prasad Singh Deo. Learned Advocate draws the attention to the different trust properties and submits that neither of the properties is being administered for the purpose as enumerated in the trust deed and for which the intervention of this Court is necessary.

2. It further appears that in the application being GA/15/2021, a co-ordinate Bench of this Court restrained plaintiff no.1(d) from taking any steps with regard to mutation of the property or claiming any right in respect of any trust property of the estate. The said order was taken up in appeal and the Hon'ble Appeal Court by order dated 22<sup>nd</sup> February, 2022 was pleased to clarify the order by observing that plaintiff no.1(d) or any other party to the terms of settlement would not be disentitled to assert a right to the estate but would not deal with the property until further order. The plaintiff no.1(d) was granted liberty to pay tax on the property or discharge any statutory obligation that may arise out of the terms of the settlement. Learned Advocate submits that pending hearing of this application, an interim protection is necessary so that the trust property is not alienated or parted with.



3. Learned Advocate for the plaintiff and learned Advocate for the defendant submit that the locus standi of this applicant is under challenge as because two other applications in this regard are already pending.
4. At this stage, this Court will not enter into the dispute with regard to the locus standi of the present applicant and will keep this point open for further consideration at the time of hearing of this application along with GA/15/2021 and GA/17/2024.
5. However, an interim protection is necessary in the interest of justice and for the purpose of preventing the trust property from being alienated. Thus, the parties to the suit being No. CS/251/2007 are restrained from alienating, transferring and parting with possession of the trust property without leave of this Court for a period of eight weeks.
6. Mr Shyam Sundar Mukherjee, Learned Advocate (Ph Nos. 6289716613 and 9830629358) and Mr. Sarthak Mondal, Learned Advocate (Mobile No. 7980142773) are appointed as Joint Special Officers to cause an enquiry with regard to the properties and inspect the property situated at the city of Banaras i.e. Panchkote House Nos. B3/93, B3/94, B3/95, B3/137, B3/84, B3/85, B3/86, B3/87, B3/88, B3/89, B3/90, B3/92, B3/97 at Shivala and at Dalijora, District- Cuttack in village Ramchandrapur No.2, Thana Cuttack Pergana Dalijora District- Cuttack, Touzi No.1449, Plot No.304, area-11 acres. The learned Special Officers shall enquire as to who is in occupation of the said property, the purpose for which the said properties are being used and after causing necessary inspection,



necessary accounts should be filed with report before this Court. The remuneration of Learned Special Officers be fixed at 6000 GMs. each to be paid by the applicant. Costs of inspection to be borne by the applicant.

7. Let this matter appear on 18<sup>th</sup> August, 2025.

(BISWAROOP CHOWDHURY, J.)

R.D. Barua