

OD-38

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

IA NO. GA/1/2024
In PLA/409/2023

IN THE GOODS OF - SUNANDA RAY (DEC.)

BEFORE:

The Hon'ble JUSTICE BIVAS PATTANAYAK

Date : 16th August, 2024.

Appearance:

Mr. Aniruddha Mitra, Adv.

Ms. Atasi Sarkar, Adv.

Ms. M. Dhar, Adv.

...for the petitioner.

The Court :- Mr. Aniruddha Mitra, learned Advocate for the petitioner submits that the testator had 3/4th share in the undivided property. The daughter-in-law of the testator Sujata Ray alias Mukherjee is trying to trespass into the property of the testator. On such allegations, an application under Section 144(2) of the Code of Criminal Procedure has been taken out by the beneficiary before the learned Executive Magistrate at Baruipur. He seeks for an interim order of status quo, so that the property of the testator is not encroached upon by others.

By an order dated 26th July, 2024, general citation and special citation has been directed to be issued upon the cited parties.

Accordingly, the Registrar-in-Insolvency is directed to furnish a report on service upon the cited parties and also whether upon such service, if effected, any caveat has been lodged by any of the cited parties or not, on the returnable date.

List this matter on 21st August, 2024.

(BIVAS PATTANAYAK, J.)

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