



IN THE HIGH COURT AT CALCUTTA
[CIRCUIT BENCH AT PORT BLAIR]

SAT/3/2025

Shri K. Subramani

Vs.

Shri G. Arul Anand

Ms. Anjili Nag, Sr.Adv.

Mr. V. K. Biswas

Mr. Dibesh Dwivedi

... for the appellant

April 04, 2025
[SR]
Item no. 2

The appeal shall be heard on the following grounds :

- (a) Whether the learned Courts below substantially erred in dismissing the suit ignoring that the original plaintiff was an illiterate woman and that the contents of the instrument were not read over and explained to her ?
- (b) Whether both the learned courts were justified in placing the onus to prove the execution of the deed upon the original plaintiff and not upon the person holding the position of confidence and trust when it was asserted and urged that the execution of the deed involved the issues of fraud and misrepresentation ?

Let the hearing of the appeal be expedited.

The appellant is directed to put in the requisites for service of notice of appeal upon the respondent within two weeks.

Trial Court Records be called for.



Immediately, after arrival of the Trial Court Records, the office shall examine the same and, if found complete, shall issue notice of arrival of Trial Court Records to the learned advocate for the appellant.

The appellant shall prepare requisite numbers of informal paper books-printed, typewritten or cyclostyled, as the case may be, out of Court, within four weeks from the date of service of notice of arrival of Trial Court Records and to file the same after serving a copy upon the learned advocate for the respondent.

All formalities regarding preparation of paper books are dispensed with but the learned advocate-on-record for the appellant is directed to incorporate all the relevant documents in the informal paper books.

Liberty to mention after filing of paper books.

(Tapabrata Chakraborty, J.)

(Apurba Sinha Ray, J.)