

Bijay Kumar Agarwal Vs. Narayani Devi Agarwal and ors.

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SooperKanoon Citation : sooperkanoon.com/1060681

Court : Kolkata

Decided On : Feb-18-2013

Judge : Banerjee

Appellant : Bijay Kumar Agarwal

Respondent : Narayani Devi Agarwal and ors.

Judgement :

ORDER

SHEET GA No.2833 of 2012 APOT No.493 of 2012 with CS No.61 of 2011 IN THE HIGH COURT AT CALCUTTA Civil Appellate Jurisdiction BIJAY KUMAR AGARWAL Versus NARAYANI DEVI AGARWAL & ORS.BEFORE: The Hon'ble JUSTICE BANERJEE The Hon'ble JUSTICE SHUKLA KABIR (SINHA) Date :

18. h February, 2013.

Mr.Suman Dutt, Advocate for the appellant.

Mr.Samit Talukdar,Sr.Advocate, Mr.B.Manot for respondent no.1 Mr.Ashok Kr.

Paul for respondent no.5 Mr.G.S.

Gupta, Advocate, one of the Joint Receivers appeaRs.The Court : This appeal would be heard.

Mr.Talukdar represents the respondent no.1.

Mr.Pal represents the respondent no.5.

The respondent Mukhopadhyay.

dispensed appeal Hence with.

upon the The no.2 is service upon appellant is respondent nos.3 represented the said directed and 4 by Somali respondents to and Ms.serve file notice are of affidavit of service within two weeks from date.

The appellant is directed to file requisite number of informal learned paper Single book Judge incorporating within four all papers weeks from used date.

before As the soon as service is complete and paper book is filed, place it for hearing.

In default place it for final order.

Mr.Gupta, one of the Joint Receivers submits that inventory could not be made in view of some of the rooms having found under lock and key.

Despite notice being served no one came forward to claim occupation of the said rooms.We direct the Joint Receivers to complete the inventory.

If they find any room under lock and key, they must put the recorded occupant on notice including a notice pasted on the door of the locked room and if no rival claim is forthcoming within seven days, they would put their own padlock or seal the existing lock and submit a comprehensive report before this Court on the next date of hearing.

The Joint Receivers would be at liberty to collect rent from the occupants and pay the statutory out-goings and keep accounts therefor.

The Joint Receivers would open a bank account in any nationalised bank of their choice.

GA No.2833 of 2012 is disposed of without any order as to costs.

Since no affidavit has been filed, the allegations contained in the application are deemed to have not been admitted by the respondents.

(BANERJEE, J.) (SHUKLA KABIR (SINHA).J.) pa

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