

Krishna Chandra Ghosh Vs. Krishna Sakh Ghosh and ors.

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Court : Kolkata

Decided On : Jan-29-2013

Judge : I. P. Mukerji

Appellant : Krishna Chandra Ghosh

Respondent : Krishna Sakh Ghosh and ors.

Judgement :

ORDER

SHEET TA No.15 of 2013 WITH T NO.30 OF 201.IN THE HIGH COURT AT CALCUTTA Ordinary Original Civil Jurisdiction ORIGINAL SIDE KRISHNA CHANDRA GHOSH Versus KRISHNA SAKH GHOSH & ORS. BEFORE: The Hon'ble JUSTICE I.P.MUKERJ.Date :

29. h January, 2013.

Mr.R.N.DuttaappeaRs.The Court : Affidavit of service is on record.

None comes to oppose this application.

Considering the personal difficulty expressed by Mr.Gour Roy Chowdhury, Barrister-at-Law and Receiver, he is discharged with effect from 1st December, 2012.

Mr.Alok Krishna Deb, one of the shebait is appointed as Receiver in place and stead of Mr.Roy Chowdhury.

It is submitted by Mr.Roy Chowdhury that a sum over Rs.2 lacs held by him is lying in a savings bank account with State Bank of India, Sobha Bazar Branch.

Furthermore, a sum of Rs.8 lacs is kept in term deposit with the said bank.

It was also submitted on behalf of the Receiver that he has not been paid any remuneration since 1972.

In that view of the matter and considering the moderate amount in the hands of the Receiver, he will be allowed to retain a sum of Rs.1.5 lacs as his remuneration and a further 1/17th of that amount as his clerks remuneration.

After deducting the above amount the rest of the fund in the savings bank account be made over to the incoming Receiver, who is to hold it on similar terms till further orders of this Court.

The fixed deposit receipts are also to be handed over to the incoming Receiver.

The bank will ensure that the deposits in the name of the present Receiver are transferred in the name of the new Receiver and the deposit is continued without any break.

I also notice that this application has been taken out in an old equity suit.

The Registry of this Court will ascertain the age of the suit and enter it in the computer and other records.

Thereafter, the number allotted to this application may be regularised.

This application is disposed of by the above order.

Department, State Bank of India, Sobha Bazar Branch, Incoming Receiver, Outgoing Receiver and all parties concerned are to act on a signed photocopy of this order on the usual undertakings.

(l.

Pkd.

Asstt.

Registrar [C.R.].P.MUKERJI, J.)

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