

In Re: Grish Chunder Mitter

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SooperKanoon Citation : sooperkanoon.com/869410

Court : Kolkata

Decided On : Dec-04-1880

Reported in : (1881)ILR6Cal483

Judge : Richard Garth, C.J., ;Pontifex and ;Morris, JJ.

Appellant : In Re: Grish Chunder Mitter

Judgement :

Richard Garth, C.J.

1. We think it quite clear that, in this case, and as a rule in all cases, general letters of administration of a Hindu's estate must be taken out for the immoveable as well as the moveable property, and that duty must be paid upon the value of the whole. Limited administration can only be granted under special circumstances.

2. The real point in the case decided by Kennedy, J., in the case of Kadum-binee Dossee v. Koylash Kaminee Dossee (I. L. R., 2 Cal., 430), is beside the present question; and the opinion there expressed by the learned Judge seems not to have been necessary for the purposes of his decision.