

151-17 ⁰⁹/₂₀₁₅

Suit No.1126 of 1941

In the High Court of Judicature at Fort William in Bengal

Ordinary Original Civil Jurisdiction

1. Gour Hari Paul

2. Netai Charan Paul

both residing at No.92, Sovabazar

Street, in the Town of Calcutta

within the said jurisdiction in the

individual capacities and as

beneficiaries under the Deed of

Trust of Butto Kristo Paul dated

30th August 1910 also as

Administrators to the estate of

and sons and heirs of Bhutnath

Paul deceased.

3. Kanai Lal Paul, and

4. Pashupati Nath Paul ,

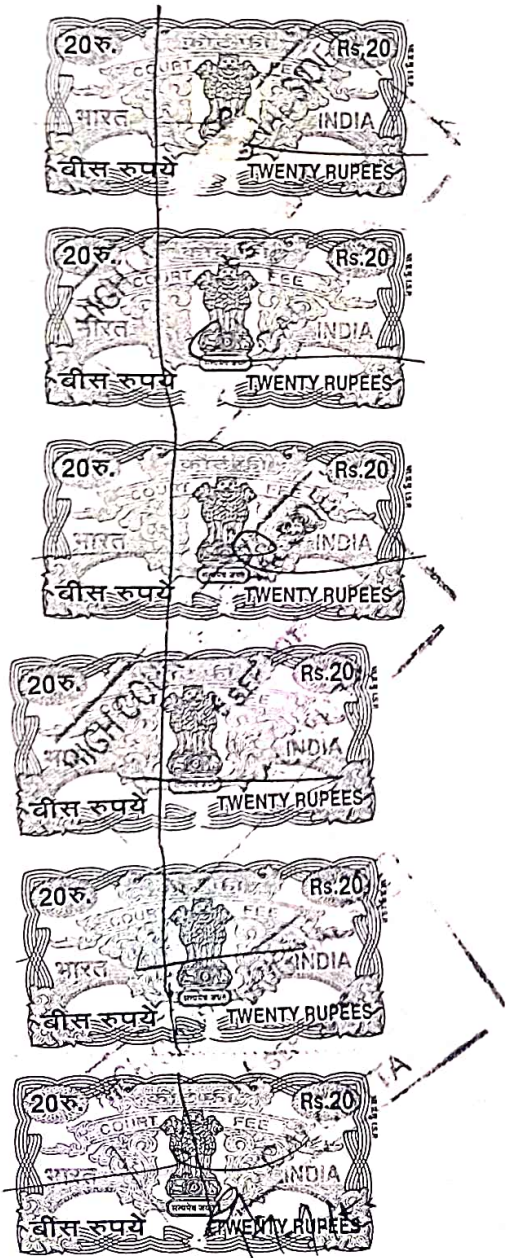
both residing at No.77, Beniatola

Street, in the town of Calcutta

within the said jurisdiction the

first named in his individual

contd..2.



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Capacity and as beneficiary under the
said Deed of Trust of Butto Kristo Paul
also as Administrator to the estate of
and as son and ^{heir} heir of Bhut Nath Paul , the
Second named in his individual capacity
and as son and heir of Bhut Nath Paul and
also as beneficiary under the Deed of
settlement of parna Chandra Paul dated
31st May 1920.

... Plaintiffs.

Versus

1. Purna Chandra Paul
2. Srimati Rashmoni Dasi
3. Tarak Nath Paul
4. Sambhu Nath Paul.
5. Amar Nath Paul alias Mrityunjoy Paul
6. Bhol a Nath Paul
7. Khoka Paul,

contd..3.

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P.L.

8. Srimati Kalyani Dasi alias Chhaya Dasi

9. Srimati Mira Dasi alias Khuki,

10. Srimati Irani Dasi the first named,

that is to say, Purna Chandra Paul in

his individual capacity and as beneficiary

under the said Deed of Trust of Butto ^{Kaisto}

Ms - Paul and also as beneficiary under his own ^{Son and heir of Purno Khatu}

Deed of settlement dated the 31st May

1920, the others namely defendants Nos. 2 -

10 being beneficiaries under the said Deed

of Settlement of Purna Chandra Paul - the

dy defendants Nos. 5-10 being minors under

the age of 18 years.

all residing at No. 77, Beniatala Street,

in the town of Calcutta within the said

jurisdiction.

11. Sir Hari Sanker Paul Kt., residing at

No. 92, Sovabazar Street, in the town of

Calcutta within the said jurisdiction.

*P. 3
P. 4*

12. Hari Mohan Paul residing at No.77,
Beniatola Street, in the town of Calcutta
within the said jurisdiction.

~~12.~~ The defendants Nos. 11 and 12 being
Deed in their personal capacities and as
trustees and executors and also benefici-
aries under the will and as trustees and
beneficiaries under the said Deed of Trust
of Butto Kristo Paul and as extrustees
under the Deed of settlement of the said
Purna Chandra Paul .

13. Chandra Nath Dawn the only son
heir and legal representative of ~~since~~
~~deceased~~ Hari Dhan Dawn since deceased
residing at No.282 Upper chitpore Road
in the town of Calcutta within the
said jurisdiction .

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14. Srimati Subhasini Dasi residing
at No.77, Beniatola Street, in the
town of Calcutta within the said
jurisdiction and

15. Srimati Jnanada Dasi at present
residing at No.88, Sambhu Halder Lane
at Sulkea in the
District of Howrah outise the said
jurisdiction the last two defendants
being legatees under the Will of the
said Butto Kristo Paul deceased.

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16. The Official Trustee of Bengal
of No.1, Council House Street,
Calcutta within the said

P-5 jurisdiction.
Exempt
17-9-15

... Defendants.

Hari Paul

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INDIA
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Suit No. 1037 of 1941.

In the High Court of Judicature at Fort William in Bengal
Ordinary Original Civil Jurisdiction.

Gour Hari Paul & ors.

vs.

Purna Chandra Paul & ors.

We, Gour Hari Paul, Netai Charan Paul, Kanai Lal Paul and Pashupati Nath Paul the plaintiff abovenamed do hereby nominate and appoint Mr. F. C. Kar, Attorney-at-Law to prosecute the -- above suit on our behalf and to do all such acts and deeds as may be requisite in the premises and we do hereby authorise him to engage counsel at his discretion and undertake and promise to pay to him all and every such fees of counsel actually paid by him irrespective of the taxation rules and all and every such other charges costs and expenses which he may or shall from time to time pay incur or otherwise be entitled to in and about the premises.

Dated this 14th day of July 1941.

Witness :-

Gour Hari Paul.

Netai Charan Paul.

Kanai Lal Paul.

Pashupati Nath Paul.

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Suit No. of 1941.

In the High Court of Judicature at Fort William in Bengal
Ordinary Original Civil Jurisdiction.

Gour Hari Paul & ors.

vs.

Purna Chandra Paul & ors.

CONCISE STATEMENT.

This is a suit for ascertainment and declaration of shares
of the parties in the estate of Butto Kristo Paul deceased ---
mentioned in the Plaint, for partition of the said estate and
for other incidental reliefs.

Dated this 14th day of July 1941.

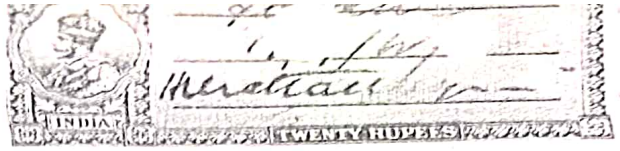
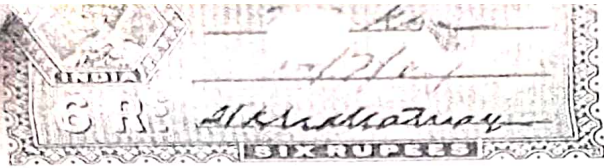
F. C. Kar.

Plaintiffs' Attorney.

11, Old Post Office Street.

Calcutta.

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Suit No. of 1941.

In the High Court of Judicature at Fort William in Bengal
Ordinary Original Civil Jurisdiction.

X beneficiaries under the Deed of Trust of Bute Kisto Paul dated 30th August 1910 also as Administrators to the estate of and son and heir of Bhatnath Paul deceased

⊕ capacity and as beneficiary under the said Deed of Trust of Bute Kisto Paul also as Administrator to the estate of and as son and heir of Bhatnath Paul, the second named in his individual capacity and as son and heir of Bhatnath Paul and also as beneficiary under the deed of settlement of Purna Chandra Paul dated 31st May 1920.

1. Gour Hari Paul,
 2. Netai Charan Paul,
- both residing at No. 92 Sovabazar Street in the town of Calcutta --
within the said jurisdiction, in their individual capacities and as *
3. Kanai Lal Paul, and
 4. Pashupati Nath Paul,
- both residing at No. 77, Beniatola Street in the town of Calcutta --
within the said jurisdiction. the first named in his individual ⊕
- ... Plaintiffs.

versus.

1. Purna Chandra Paul,
2. Srimati Rashmoni Dasi,
3. Tarak Nath Paul,
4. Sambhu Nath Paul,
5. Amar Nath Paul alias Mrityunjoy Paul
- 6.

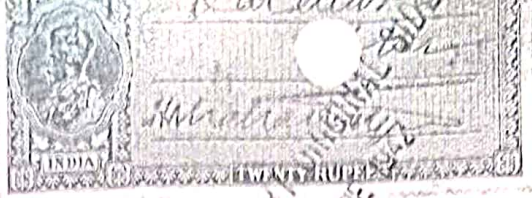
The death of the defendant Srimati Suchibala Dasi recorded and amended under order of Court dated the 3rd March 1942.

A. K. Cooley
Registrar.

The death of the defendant Hari Dhoni Dasi recorded and amended under order of Court dated the 13th December 1945.

P. K. B.
Registrar 14/1/46.

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ORIGINAL SIDE.
JUNE 1942

HIGH COURT OF CALCUTTA
1 JUNE 1942

2.

6. Bhola Nath Paul

7. Khoka Paul,

8. Srimati Kalyani Dasi alias Chhaya Dasi,

9. Srimati Mira Dasi alias Khuki,

10. Srimati Irani Dasi ^{the first named, that is} being the benefi-
ciary to say, Purna Chandra Paul in his individual

capacity and as beneficiary under the said Deed of Settlement dated 31st May 1920 executed by the said --- as son and heir of Bhut Nath Paul and also as beneficiary under his own Deed of Settlement dated the 31st May 1920, the others namely defendants Nos. 2-10 being beneficiaries under the said Deed of Settlement of Purna Chandra Paul - the defendants Nos. 5-10 being minors under the age of 18 years,

~~11. Srimati Sushilabala Dasi, widow of ---~~

~~Bhut Nath Paul deceased,~~

all residing at No. 77, Beniatola Street in the town of Calcutta within the said jurisdiction,

11. Sir Hari Sanker Paul Kt., residing at No. 92, Sovabazar Street in the town of Calcutta within the said jurisdiction,

12. Hari Mohan Paul residing at No. 77, Beniatola Street in the town of Calcutta within the said jurisdiction,

the

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3. ~~the defendants Nos. 11 and 12 being sued in their personal capacities and as trustees the defendants Nos. 12 and 13 being sued and executors and also beneficiaries under in their personal capacity and as trustees the will and as trustees and beneficiaries under the Will and the Deed of Trust of -- under the said Deed of Trust of Butto Butto Kristo Paul deceased and also under Kristo Paul, and as trustees under the the said Deed of Settlement of Purna Chandra Deed of Settlement of the said Purna Chandra Paul,~~

Paul,
Chandra Nath Dawn the only son born ~~to~~ ^{since deceased}
13. 14. Hari Dhan Dawn (residing at No. 282 Upper

legal representative

Chitpore Road in the town of Calcutta with-
in the said jurisdiction ^{and} ~~a trustee under the~~
~~said Deed of Settlement of Purna Chandra --~~
Paul,

15. Srimati Subhasini Dasi residing at No. 77,

Beniatola Street in the town of Calcutta

within the said jurisdiction, and

X 15. Srimati Jnanada Dasi at present residing at

No. 88, Sambhu Halder Lane at -----

Sulkea in the District of Howrah outside --

the said jurisdiction the last two defen-

dants being legatees under the Will of the

said Butto Kristo Paul deceased.

16. The Official Trustee of Bengal of No. 1 Council House Street, Calcutta within Defendants. the said jurisdiction.

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The Plaintiffs state :-

1. _____ The relationship between the plaintiffs and the defendants ^{other than the defendant no. 16} is shown in the genealogical table filed herewith and marked "A".
2. _____ The defendant Srimati Rashmoni Dasi is the daughter of the defeniant ^{one} Hari Dhan Dawn.
3. _____ Butto Kristo Paul shown in the said genealogical table was the owner of several businesses started by him and also of various immoveable properties.
4. _____ On the 30th August 1910 Butto Kristo Paul executed a Deed of Trust whereby he conveyed certain immoveable properties to his three sons viz. the-said Bhut Nath Paul ^{and the defendant} and the defendants Hari Sanker Paul and Hari Mohan Paul in trust for the said Butto Kristo Paul for life, and after his death as to 1/4th part or share --- thereof in trust for the said Bhut Nath Paul absolutely, as to 1/4th part or share thereof in trust for the defendant Hari Sanker Paul absolutely, as to 1/4th part or share thereof in trust for the defendant Hari Mohan Paul absolutely and as to the remaining 1/4th part or share thereof in trust for the sons of the said Bhut Nath Paul then living namely the defendant Purna Chandra Paul and the plaintiffs

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plaintiffs Gour Hari Paul, Netai Charan Paul and Kanailal Paul absolutely and in equal shares.

5. _____ On the 30th January 1914 Butto Kristo Paul made a Will whereby he inter alia directed that after payment of certain -- legacies as mentioned therein the rest and residue of his estate should be divided equally between his three sons viz. the said -- Bhut Nath Paul ^{since deceased} and the defendants Hari Sanker Paul and Hari Mohan Paul who were also appointed executors and trustees of the said Will.

6. _____ By his Will Butto Kristo Paul made inter alia the following provisions :-

- (a) The executors and trustees were to provide his daughter -- Jnanada Dasi with a house for her residence in case his sons object to her living in No. 77, Beniatola Street or she --- desired to live apart.
- (b) The executors and trustees were to pay Subhasini Dasi Rs 30/- per month - the said sum was payable out of the funds belonging to the estate.
- (c) The said Subhasini was given a life interest in the portion of premises No. 80, Beniatola Street of which Sashi Bhusan Dutt was then the tenant.

(d)

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4) The trustees and executors were directed to pay out of the funds of the estate all rates taxes and outgoings and costs of repairs of the houses mentioned in sub-paragraphs (a) and (c) hereof.

7. Butto Kristo Paul died on the 12th June 1914 leaving him surviving his said three sons viz. Bhut Nath Paul and the defendants Hari Sanker Paul and Hari Mohan Paul who as executors proved the said Will in the Alipore Court on or about the 4th October 1915 and obtained Probate thereof.

8. The said Bhut Nath Paul died intestate on the 21st May 1920 leaving him surviving his widow Srimati Sushilabala Dasi ^{since deceased} and five sons viz. the plaintiffs and the defendant Purna Chandra Paul.

Letters of Administration to the estate of the said Bhut Nath Paul were granted by this Court on the 4th October 1922 to the ^{said} defendant Srimati Sushilabala Dasi and the plaintiffs Gour Hari Paul, Netai Charan Paul and Kanai Lal Paul.

9. On the 31st May 1920 the defendant Purna Chandra Paul -- executed a Deed of Settlement or Trust in the Bengali language and character in respect of his undivided share of and in the estate

of

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of the said Butto Kristo Paul. The defendants Hari Sanker Paul,
one Hari Shou Dawn is father in-law of the defendant Purna Chandra Paul
 Hari-Mohon-Paul and one Kirti Chandra Dawn, the sister's husband

of the said Purna Chandra Paul, were appointed his Trustees and
 the trust was for the benefit of the said Purna Chandra Paul, his
 wife Sm. Rashmoni Dasi and their children born and to be born.

Under the said Trust certain sums were payable by the trustees to
 the said Purna Chandra Paul and Sm. Rashmoni Dasi and certain --
 rights of residence and maintenance were given to the children of
 the said defendants Purna Chandra Paul and Sm. Rashmoni Dasi.

10. _____ By the said Deed of Settlement the Trustees were inter
 alia empowered out of the 1/16th share of Purna Chandra Paul in
 the properties comprised in the Deed of Trust of Butto Kristo Paul
 to give 1/5th share thereof to the plaintiff Pashupati Nath Paul
 who was born subsequent to the said Deed of Trust of Butto Kristo
 Paul. The plaintiffs Gour Hari Paul, Netai Charan Paul and ---
 Kanailal Paul on their part also likewise agreed to make over a
 like share each out of their respective shares in the said proper-
 -ties to the plaintiff Pashupati Nath Paul so that the shares of
 all the brothers should be made equal. Although no formal docu-
 ment was executed, the parties have treated such shares as having

been

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been given and the income and profits of the estate of Butto Kristo

Paul under the said Deed of Trust have been divided accordingly.

10A. On the death of the said Butto Chandra Dasm the defendant Hari Mohan Paul became a trustee in his place under the said Deed of Settlement dated 31st August 1920.

11. _____ In respect of the properties left by the said Butto --

Kristo Paul other than those comprised in his said Deed of Trust

dated the 30th August 1910 the plaintiffs and the trustees under --

the said Deed of Settlement of Purna Chandra Paul are jointly

entitled to 1/3rd share.

12. _____ Disputes and differences have arisen between the said --

Purna Chandra Paul, Sm. Rashmoni Dasi and their children on the

one hand and the ^{parties other than the official trustee of Bengal} plaintiffs and the defendants Nos. 11 to 14 on ^{their rights in the several estates herein before mentioned and the respective use of} the other hand regarding the joint properties of the parties.

13. _____ The plaintiffs desire to have a partition made of the ^{the several estates herein before} properties belonging to the estate of Butto Kristo Paul which have ^{as per Deed of Trust} been considerably extended through the exertion of the defendants ^{of Butto Chandra Dasm administered and enjoyed} Hari Sanker Paul and Hari Mohon Paul.

14. _____ A list of the properties belonging to the estate of ---

Butto Kristo Paul is set out in the Schedule hereto annexed and

marked "B", the properties covered by the said Deed of Trust dated

the 30th August 1910 being set out in Part I of the said Schedule

and

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companies mentioned in paragraph 15 hereof, moneys were from time to time borrowed from Bank by the parties, namely the Plaintiff and the defendant Sir Hari Sankar Pant and Hari Mohan Pant. The repayment of the said loans have been guaranteed by the said parties on the security of their respective interests and rights in some of the properties mentioned in the schedule.

19. covered by the Deed of Trust and the Will & in the said Deeds and 4 and 5 hereof have been administered except that they are not to be divided by male and female heirs and other persons entitled thereunto according to their rights.

20. - The estate of Bhai Datta Pant has been administered except that the properties comprised therein have not been divided by male and female heirs and other persons entitled thereunto according to their rights.

21. - The estate of Bhai Datta Pant has been administered except that the properties comprised therein have not been divided by male and female heirs and other persons entitled thereunto according to their rights.

A - Deed of Trust of Bhai Datta Pant -

- 1) Sir Hari Sankar Pant ----- $\frac{1}{4}$
- (2) Hari Mohan Pant ----- $\frac{1}{4}$
- (3) (a) Gaur Hari Pant ----- $\frac{1}{16}$
- (b) Nitai Charan Pant ----- $\frac{1}{16}$
- (c) Dhan Lal Pant ----- $\frac{1}{16}$
- (d) Bhanu Pant ----- $\frac{1}{16}$
- 4) Bhai Datta Pant ----- $\frac{1}{4}$

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and the remaining properties being set out in the other parts of the said Schedule.

15. _____ In the year 1934 the several businesses of Butto Kristo Paul were converted into private limited Companies with the consent of all the parties interested in the said businesses.

57A - *for the purpose of carrying on business of the limited **

16. _____ The defendants Nos. 1 to 10 have no right or interest in

any of the properties in suit. They claim to be beneficiaries under

the Deed of Settlement mentioned in paragraph 9 hereof. The --

plaintiffs have been advised to make them parties so that the ---

partition and allotment in favour of the trustees of the said Deed

of Settlement may be effected in their presence.

17. _____ The *Accounts of the joint estate of Butto Kristo Paul under his Deed of Settlement and also of the joint estate of Butto Krishna Paul are made up each year and audited by Chartered Accountants. The last of such accounts was*

made up and audited upto and including the Bengali Year 1346 ---

(1939-40). The plaintiffs claim that accounts subsequent thereto

may be taken under the directions of the Court.

18. _____ The value of the subject matter of this suit exceeds ---

Rs 20,000/-.

19. *The estate of Butto Krishna Paul and also the properties* ⊗
The Plaintiffs claim :-

(1) Ascertainment and declaration of

the

- * under the Deed of Trust executed by him;
- (b) the estate of Bulto Christo Paul under his will;
 - (c) the estate of Blunt Math Paul,
 - (d) if necessary, the trust estate of Pura chandra Paul hereinbefore mentioned;

(3) Discovery;

(4) Accounts;

(5) Such directions be given as to costs and otherwise as in the premises be seemed just and necessary,

5(a) Payments of amounts bound due on the taking of such account by the trustees and/or out of the estate let by Hari Dhoni Dawa mentioned in the plaint in the hands of defendant No. 13.

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rights of the different parties in the suit;
 the shares to which the parties are ---

entitled;

(2) Administration of ---

(2) Partition;

(a) the estate of Bulto scisto Paul *

(3) Due provision be made in the said parti-

tion for protecting the rights of the

defendants ~~Sh. Subhasini Dasi and Sa.~~

Jnanada Dasi;

(4) Administration, if necessary;

(5) Accounts;

(6) Discovery;

(7) Further and other relief;

& (8) Costs.

F. C. Kar.
 Plaintiffs' Attorney.

Drawn by Mr. H. N. Sanyal,
 Barrister-at-Law.

Settled by Mr. S. N. Banerjee,
 Barrister-at-Law.

Gour Hari Paul.
 Netari Charan Das
 Kawai Lal Paul.

Subhasini Dasi

I, Gour Hari Paul, one of the plaintiffs abovenamed do hereby
 declare that the statements contained in paragraphs 1 to 18 ^{7 22, 24, 25 & 26} of the
 foregoing

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foregoing Plaintiff are true to my knowledge and the statements contained
in paragraph 23 thereof are my submission to this Honble Court.

I sign this verification at No. 11, Old Post Office Street
in, the town of Calcutta, this ^{day of} 14th day of July 1942.
Gour Hari Paul.

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Documents filed with the Plaintiff.

1. Genealogical table referred to in paragraph 1 of the foregoing Plaintiff.
2. List of properties belonging to the estate of Butto Kristo Paul deceased.

Documents produced with the Plaintiff.

Nil.

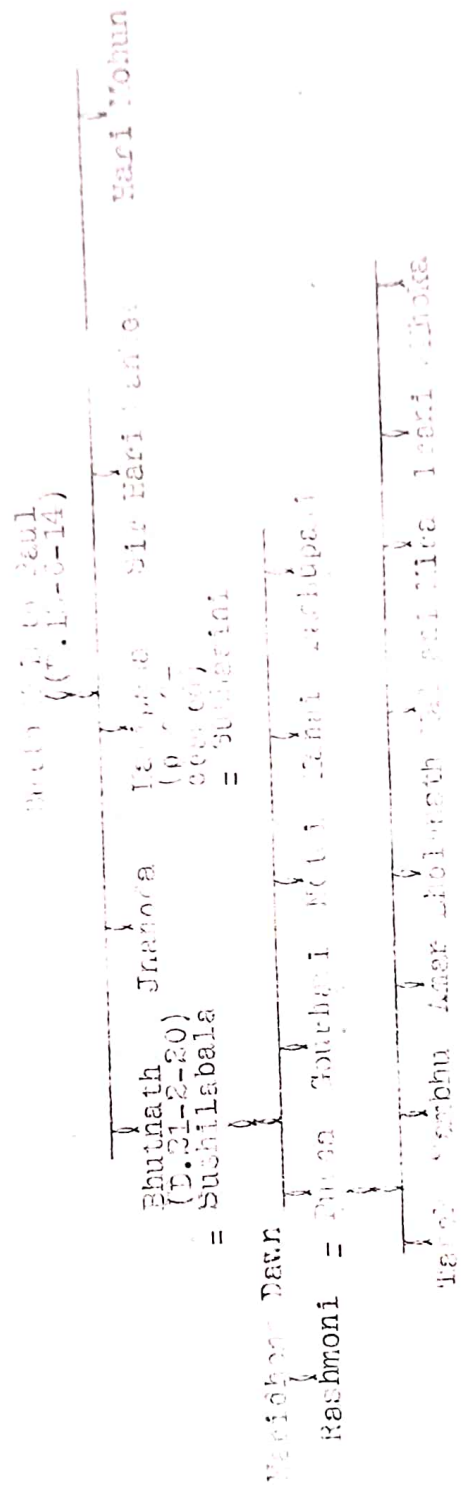
Documents on which the plaintiffs rely.

1. Deed of Trust dated 30th August 1910 executed by Butto Kristo Paul.
2. Will of Butto Kristo Paul dated 30th January 1914.
3. Deed of Settlement dated 31st May 1920 executed by the defendant Purna Chandra Paul.

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Schedule "A".



Schedule "B".

Immovable properties.

Part I.

1. Premises No. 11 Galiff Street.
2. Premises No. 10/3 Galiff Street.
3. 77 Beniatola Street.
4. Premises No. 73/6 Beniatolla Street.
5. Premises No. 8/1 Far Pal Lane.
6. Premises No. 95 Kombaza Street.
7. Premises Nos. 52, 52/1, 52/2 and 52/3 Kombaza Street.
8. Premises No. 10 Kombaza Street (formerly 10 and 17).
9. Premises No. 70/5 & 70/6 Olive Street.
10. Premises No. 14 Sasi Bhuvan Sur Lane.
11. Premises No. 13 Parichandan Sur Lane.
12. Premises No. 10 Sasi Bhuvan Sur Lane.
13. Half share of premises No. 13 Sasi Bhuvan Sur Lane.
14. Premises No. 1 (formerly 10 & 12) Sasi Bhuvan Sur Lane.
15. Premises No. 2 Sasi Bhuvan Sur Lane.
16. Premises No. 70/3 Beniatola Street.
17. Half share of premises No. 74 Beniatola Street.
18. Premises No. 1 Sutan Krianna Pal Lane at Nun Tun.
19. Premises No. 30 Minna Muradpur Mahalla, Patna.
20. Premises No. 65 Balkumuda Chowhatta, Benares City.
21. Garden land measuring 3 aighas at Lilooan.
22. Premises No. 65 Balgathia Road, Chitpore, Benares.

Part II.

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Part II.

1. Premises No. 28A Beniatola Street.
2. Premises No. 12 Beniatola Street (No. 1 Ben Lane has been amalgamated with 12 Beniatola Street).
3. Premises No. 2 Sar Lane.
4. Premises No. 161 Bharantola Street.
5. Premises No. 162 Bharantola Street.
6. Premises No. 163 Bharantola Street.
7. Premises No. 164 Bharantola Street.
8. Premises No. 165 Bharantola Street.
9. Premises No. 165/1 Bharantola Street.
10. Premises No. 145 Gokhali Street.
11. Premises No. 8 Nombhan Bosa Lane.
12. Premises No. 10/8 Nepal Bhattacharya Street, Halighat (now 5 Hare Road).
13. Premises No. 104 Gopalpatti Street (now Mahasahi Gopalpatti Road).
14. Premises No. 15 (formerly 15/1, 53 and 53/1) part of 59) Halderpara Road Halighat.
15. Premises No. 10 Hamilton Street.
16. Premises No. 6 (formerly 4) Bishop Hall Street.
17. Premises No. 120 Khengraoutty Street.
18. Premises No. 27 (formerly No. 7) Indira Garden Lane, Dum Dum.
19. Premises No. 7 Birpara Lane, Beliaghata.
20. Premises No. 3 Gour Sunder Seti Lane, Beliaghata.
21. Premises No. 4/5 Gour Sunder Seti Lane, Beliaghata.
22. Premises No. 2 Gour Sunder Seti Lane, Beliaghata.
23. Premises No. 23 (formerly 12) Shrinagar Road, Jessore.
24. Premises No. 16 (formerly 15) Ganga Park Road, Howrah.

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24. Premises known as "Batta Krisno House" at Benares.
25. House known as "Butto Krishnodham" at Deoghar.
26. One Bigha paddy land in village Lillooah.
27. Premises No. 62 South Sinthee Road, Cossipore.
28. Vacant land measuring $9\frac{1}{2}$ cottahs at Cossipore
24-Perganas.
29. Two plots of land measuring altogether 4 Bighas 15
cottahs 12 chittacks at Mouja Kalidaha, Thana Dum Dum.
30. Vacant land in one plot measuring more or less 5
cottahs 5 chittacks in Mouja Birpara, Cossipore
(Garden).
31. The garden known as "Pearabagan" situate in village
Belgachia Thana Chitpore (Garden).
32. Zemindari interest in Taraf Kushbaria Nashuhali
(bearing) Towji No. 135/2 in the Collectorate of
District Jessore, Pergana Shahalljial Thana Kaligunj
Sub-Registry Magura for 9 annas share of this
revenue of Rs ~~225~~ 225/9/9 pies and cess of Rs 31/14/-
amounting altogether to Rs 254/7/9 pies is annually
payable into the Jessore Collectorate.
33. Char Hariharnadi (bearing) Towji No. 3693 in the
Collectorate of District Jessore Pergana Saidpore
Thana Manirampore Sub-Registry Jessore the revenue
of Nij share Rs 2-3-3 pies and plus -/3/- annas
amounting to Rs 2-6-3 pies in all ispayable into the
Jessore Collectorate.
34. Mouja Taraf Dalalpure and others (bearing) Towji
No. 5415 in the Collectorate of District Jessore
Pergana Mohamadshahi Thana Sailkipa Sub-Registry
Sailkipa the 16 annas putni interest in hissas Nos.
and 11 deducting Rs 520/8/9 pies payable under --
assignment

assignment (borats) into the Collectorate as revenue from the total rent of Rs 882/- payment on account of the same profit of Rs 361/7/3 pies and cess Rs 75/- amounting altogether to Rs 436/7/3 is to be paid to Zemindar Srijukta Kaligopal Das and Babus Rohini Kanta Sircar and Abinas Chandra Sircar administrators to the estate of late Ambica Charan Sircar.

35. Mouja Mujgunai bearing Towji No. 84 in the Collectorate of District Jessore within Thana Manirampore, District Jessore. The sixteen annas putni interest in this. On account of this annual rent of Rs 1309/14/2 and cess Rs 92/7/5 amounting to Rs 1402/5/7 is payable to the Saidpore Trust Estate under the Collectorate of District Khulna.
36. Mouja Magura (constituting) Lot No. 156 within Thana Napara Pergana Chandpuria Sub-Registry Manirampore District Jessore. The sixteen annas putni interest on account of which Rupees 2850/6/5 pies and Rupees 295/14/5 pies amounting to Rupees 3146/4/8 pies is annually payable to the Saidpore Trust Estate under the Collectorate of Khulna.
37. Mouja Basudebpore (constituting) Lot No. 104 within Thana Manirampore Pergana Saidpore Sub-Registry Manirampore District Jessore. The sixteen annas putni interest on account of which annual rent of Rupees 819/3/6 pies and cess Rs 85/- amounting altogether to Rs 904/3/6 pies is payable to the Saidpore Trust under the Collectorate of Khulna.
38. Mouja Protapkati (constituting) Lot No. 113 within Thana Manirampore Pergana Mallikpore Sub-Registry --
Manirampore

Manirampore District Jessore. The 16 annas Putni interest on account of which annual rent of Rupees 1159/13/8 ples and cess of Rupees 85/12/1 ples amounting in all to Rs 1245/9/9 ples payable to the Saidpore Trust under the Collectorate of Khulna.

39. Mouja Muktarpore bearing Towji No. 4987 within Thana Chougacha Pergana Sahanjilal Sub-Registry Jessore (six annas share out of the 16 annas putni interest) out of Rupees 650/8/- annually (payable) on account of this the rent of Rs 243/15/- for Nij share and the cess of Rs 18/13/1 pie for Nij share amounting in all to Rupees 262/12/1 is payable to Babu Harish Chandra Bull manager of the Mokherjee Ward Estate on behalf of the Zemindars Srijukta Gopal Chandra Mukhopadhaya and Nirmal Chandra Mukhopadhaya & ors.
40. Mouja Kandi comprised in Towji No. 4987 of the Jessore Collectorate within Thana Chougacha Pergana Sahajilal Sub-Registry Jessore and District Jessore -/12/- annas share of the Putni interest on account of which the rent of Rs 524/12/6/1 and cess of Rupees 83/10/- amounting in all to Rupees 608/16/1 (payable) for Nij share is to be paid to Babu Harish Chandra Bull Manager of the Mukherjee Ward Estate on behalf of the Zemindars Srijukta Babu Gopal Chandra Mukhopadhaya and Babu Nirmal Chandra Mukhopadhaya.
41. Ghatijana standing in the name of (Mudafat) Uma Charan Ghosh in Mouja Ramchandrapore village Thana Chowgacha Pergana Shahabjilal Sub-Registry Jessore District -- Jessore. Out of Rs 8/- (payable for this) Rupees 4/- is to be paid to Babu Harish Chandra Bull manager of the Gobardanga Court of Waras on behalf of Promoda Prasanna Mukhopadhaya & ors.

42. Out of Rupees 19/6/7 pies standing in the name of late Kali Charan Ghosh in Mouja Matopore Thana Ditto Pergana Ditto, Sub-Registry ditto and district ditto Rupees 9/11/3½ pies is to be paid to the above office.
43. Out of the Jama of Rupees 5/5/4 pies standing in the name of Kali Charan Ghosh (mudafat) in Mouja Manmathapore Thana ditto Pergana ditto Sub-Registry ditto and District ditto 2/10/12 is to be paid to the above office (Sherista).
44. Out of the Jama of Rupees 25/3/9 pies for year standing in the name of (mudafat) Gadhadhor Ghosh in Mouja Dighalsinga Thana ditto Pergana ditto Sub-Registry ditto and District ditto 12/9/14½ is payable for Nij (share) into the above office.
45. Out of the Jama of Rupees 38/8/- per year standing in the name of Ishan Chandra Pramanik in Mouja ditto Pergana ditto Thana ditto Sub-Registry ditto and District ditto 19/4/- is payable for Nij share into the above office (sherista).
46. Out of (the Jama of) Rupees 26-3-1 pie standing in the name of (Mudafat) Sridhar Ghose and Uma Charan Ghosh in Mouja Fulsara Thana ditto Sub-Registry ditto and District ditto Rupees 13/1/10½ is payable for Nij share into the above office (sherista).
47. Out of (the Jama of) Rupees 6/1/2 pies standing in the name of late Godadhar Ghosh in Mouja Dargabartaki Thana, Pergana, Sub-Registry, District ditto 3/3/11 pies is payable for Nij share into the above office.
48. Out of the Jama of Rupees 15/- per year standing in the name of late Shyama Charan Ghosh in Mouja Manmathapur, Thana Chandgachi Pergana Sahanjilal Sub-Registry Jessore District Jessore Rs 7/8/- is payable for

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for Nij share of Babu Harish Chandra Ball Manager of
the Gobardanga Court of Wards on behalf of late --
Promoda Prasanna Mukhopadhaya & ors.

49. Out of the (Jama of) 51/5/6/3 per year standing in the
name of (Mudafat) late Gadadhar Ghose in village
Chougacha owned by Srimati Sourbhini Das and held by
Babu Debenara Prasad Ghose and Babu Hemendra Prasad
Ghosh of the above village within Thana Chougacha
Pergana Shahanjilal Sub-Registry Jessore and District
Jessore Rs 12/13/6-11 is payable for Nij share into the
office of the Ghosh Babus named above.
50. Out of the (Jama of) Rupees 20/12/9 per year standing
in the name of late Gadadhar Ghosh and Sridhar Ghosh
in village Chougacha Pergana Thana Sub-Registry --
District ditto Rs 5/3/4/3 is payable for Nij share into
the abovenamed office.
51. Out of (the Jama of) Rupees 7/14/9 per year standing
in the name of late Gadadhar Ghosh referred to above
in village Chougacha Pergana Sub-Registry and district
ditto Rs 1/15/14½ is payable for Nij share into the --
office of the above Ghosh Babus.
52. Out of (the Jama of) Rupees 8/13/6 standing in the
names of Uma Charan Ghosh and Shyama Charan Ghosh in
the same village Thana Pergana Sub-Registry and --
District ditto Rupees 2/3/6½ is payable for Nij share
into the office of the abovenamed Ghosh Babus.
53. Out of (the Jama of) Rupees 4/- per year standing in
the name of Shyama Charan Ghosh in the same village
Thana Perganas Sub-Registry and district ditto Rupee
1/- is payable for Nij share into the office of the
abovenamed Ghosh Babus.

51. In village ... 16/11/10 ... 155/7/5 is payable in the name of ... of ... into the office of the ... of ... in village ... Sub-Registry ... District ... (interest).
52. In village ... Sub-Registry ... District ... Supers 22/13/- ... 2/11/5, and ... in ... to Supers 23/10/5 is payable in the name of ... (Mudarat), of ... into the office of ...
53. (Name of) Rs 23/1/5 is payable in the name of ... in village ... Sub-Registry ... District ... In account -/0/- ... of this Supers 14/1/10 is payable into the ... of ...
54. In village ... Sub-Registry ... District ... Supers 4/4/5 is payable in the name ... of ... into the office of the ...
55. In village ... Sub-Registry ... District ... Supers 14/- is annually payable in the office of ... of ...
56. In village ... Sub-Registry ... District ... Supers 40/4/- is payable in the name of ... (Mudarat) ... and purchased in the name of ... is payable into ...

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About 1 one Bigha of land in village old Koshba within the Municipality of Jessore District Thana Sub-Registry Jessore in respect of this annual rent of Rupees 17/8/- is payable in the name of Abinas Chandra Das to the Jessore Loan Company Ltd.

61. Premises No. 9 Sen Lane.
62. Premises No. 6 Sen Lane.
63. Premises No. 98 Sovabazar Street.
64. Premises No. 22 Nandalal Bose Lane.
65. Premises No. 24 Nandalal Bose Lane.
66. Premises No. 26 Nandalal Bose Lane.
67. A portion of premises No. 61 Beniatola Street.
68. A plot of land measuring about Bighas 3/11/0/15 in Kalidaha at Dum-Dum comprised in holding No. 220.
69. A plot of land measuring about bighas 3/9/6 out of bighas 4/11/1 comprised in holding No. 8 at village Baskhindari in village Dum-Dum.
70. A plot of land measuring about Bighas 5/18/0/15 comprised in holding No. 78 in Mouja Kalidaha at Dum Dum.
71. The remaining portion of the plot No. 71 measuring about Bighas 1/2/6.
72. A plot of land measuring about 6 cottahs in holding No. 86A at Sinthee Cossipore rent being Re. 1/- payable to the Collector of 24-Perganas.
73. A plot of Niskar land measuring about Bighas 1/4/12 comprised in holding No. 86B at Sinthee Cossipore.
74. A plot of Niskar land measuring about Bighas 1/14/- comprised in holding No. 81 Sinthee Cossipore.
75. Riverside lands and other lands at Ghosury in the District of Howrah.
76. No. 11 $\frac{31}{35}$ Augusta Kundu, Benares.

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- 77. Premises No. 75, 75/1 Beniatola Street.
- 78. Premises No. 1 to 5 Lindsey Street.
- 79. Premises No. 28 Nanda Lal Bose Lane.
- 80. Premises No. 77/1 Beniatola Street.
- 81. Premises No. 1-3 Surja Dutt Lane.
- 82. Premises comprising different holdings in Howrah Road known as Burnt Salt Gola.
- 83. Chittagong House.
- 84. Different holdings at Singha purchased from Calcutta High Court Sale.
- 85. Premises known as 'Lalita Krishna' and 'Lalita Villa' at Tollymore.
- 86. Premises No. 1/2 Dalha Gupta Lane.
- 87. Premises No. 12 Hill Street.
- 88. Premises No. 3 of Sur Dutt Lane.
- 89. Premises known as 'Lalita Krishna' and 'Lalita Villa' at Tollymore.
- 90. Premises known as 'Lalita Krishna' and 'Lalita Villa' at Tollymore.
- 91. Premises No. 75 Beniatola Street.
- 92. Premises No. 40/2, 17 Lane Road.
- 93. Premises No. 25 of Sur Dutt Lane.
- 94. Land at Pattipukur.
- 95. Premises No. 24/11 Gour Chandra Street.
- 96. Premises No. 6 Beroza Lane, Calcutta.
- 97. Premises No. 2 of Sur Dutt Lane.
- 98. Land at Tollymore.
- 99. 16 Beroza Lane, Beroza & Co. (P) Ltd.
- 100. 74 Beniatola Street (Beroza & Co. (P) Ltd.).
- 101. D-25/24 Nichella Building, Park Street, Calcutta.

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- 102. Premises No. 73/7 Baidyala Street.
- 103. Premises No. 320 Cossipore Lane, Cossipore.
- 104. Premises No. 112/4 Hazra Road.
- 105. Khas Mahal land holding No. 1-11-39.
- 106. Bishram Kutir & Premises in ...
- 107. Premises No. 80 Baidyala Street (opposite ...)
- 108. Premises No. 73 Baidyala Street.

Available on ...

Shares :

- 1. Bengal Pottery Co. Ltd. 1500 shares
- 2. Bengal Immunity ... 100
- 3. ... Ltd. 100
- 4. ... 100
- 5. ... 150
- 6. ... 400
- 7. Bengal ... 10
- 8. ... 400
- 9. ... 100
- 10. ... 100
- 11. National Fire & Marine Insurance Co., Ltd. 100 shares
- 12. Palladium Insurance Co., Ltd. 100
- 13. Publicity Society of India Ltd. 1000
- 14. Premier Silk House Ltd. 50
- 15. ... Electric Supply Co. Ltd. 1000
- 16. Bengal Chemical & Pharmaceutical Works Ltd.

Furniture -

Cash -

Business

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Businesses -

1. Wholesale business in medicine under the name and style of Messrs. Bhui Nath Paul & Co. situate at No. 1 Bonfield Lane.
2. Wholesale business in medicine under the name and style of Messrs. M. N. Paul & Co. situate at No. 1 Bonfield Lane.
3. Eight annas share in Messrs. Purba Chandra Paul & Co. situate at Live Street in Burrabazar, Calcutta.
4. Messrs. Allopathic Chandany, dealing in allopathic medicine situate at Chandany, Calcutta.
5. Two annas share in the name of Dutt & Co. situate at Chandany, Calcutta.

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Exd
S. Sengupta (17/9/15)

CERTIFIED TO BE A TRUE COPY
Biswajyoti Mukherjee
Authorised under Section 75 of
the Indian Evidence Act, 1872
(Act-1 of 1872)

Suit-1126 / 1941

The High Court
 of
 Bihar
 Gour Hari Paul & ors.
 vs.
 Purna-Chandra Paul & ors.
 PLAINT
 Submitted this 14th day of
 1941. He was granted
 12 of the letters of
 submitted this 14th day
 of 1941. The said
 to the High Court
 for the purpose of
 the said letters.

Plaint.



K. Saha, Adv.