

भारतम् पश्चिम बंगाल WEST BENGAL

97 AT 005698

BEFORE THE LEARNED CHIEF METROPOLITAN MAGISTRATE  
AT CALCUTTA

DECLARATION

In the Matter of:

A declaration cum affidavit

of Smt. Rita

Bhattacharjee;

174640

PANCHU GOPAL SHAW  
S.M. Court Advocate  
Bankshall Street  
Kolkata-700001

S/ No. .... Sold To .....

Rs. .... C. Drs. ....

P. K. DAS

(Govt) LICENSED STAMP VENDOR

11A, Mirza Ghalib Street, Kol-87

L No-285, RS. ....

Date. .... Sign. ✓

7 JAN 2016

I, Smt. Rita Bhattacharjee, wife of Birendra Nath Bhattacharjee and daughter of Ganesh Chandra Bhattacharjee, deceased aged about 57 years, by faith Hindu, by occupation-Housewife and at present residing at Borai Bhattacharjee Para, P.O. Borai, P.S. Sonarpur, Kolkata-700 154, do hereby solemnly declare and say as follows:-

1. At all material times one Abinash Chakraborty was seized and possessed of or otherwise well and sufficiently entitled to All That piece and parcel of 'Bastu' land containing by estimation an area of 77 Sataks more or less out of 1.49 Satak more or less comprised in part of R. S. Dag No. 3106 corresponding to L.R.Dag No. 3143 appertaining to Khatian No. 411 and also as sole shebait of the deity Sri Sri Raj Ballav Shib Thakur was holding All That 'Doba' land measuring 14 Satak comprised in R.S. Dag No. No. 3105 corresponding to L.R.Dag No. 3142 appertaining to Khatian No.

On the intestate demise of the said Abinash Chakraborty the shebaitship of the said deity and the land held by the said deity in R.S.Dag No. 3105 devolved unto Ganesh Chandra Bhattacharjee as one of his legal heirs being son of his daughter viz. Radha Rani. The other heirs viz. Sunil Kumar Bhattacharjee, son of Radga Rani and Amar Chakraborty, son of the other daughter viz. Provati Chakraborty denounced such shebaitship and transferred their right and interest in the said land comprised in R.S.Dag No. 3105 by two several registered Deeds of Conveyance dated 14<sup>th</sup> July, 1953 and 12<sup>th</sup> October, 1955 respectively.

3. The said Ganesh Chandra Bhattacharjee who was a hindu governed by Dayabhaga School of Hindu Law died intestate on 22<sup>nd</sup> February, 2004 whereby his right and interest in the abovementioned piece and parcel of land including the land held as shebait of the said deity devolved unto his

legal heirs and representatives viz. Smt. Nanda Rani Bhattacharjee (wife), Asok Kumar Bhattacharjee (son), Smt. Rekha Chakraborty (married daughter), Smt. Rita Bhattacharjee (myself), Smt. Nipa Bhattacharjee (daughter) and the Ashish Chakraborty, Manas Chakraborty and Suman Chakraborty being the sons of the legal heirs of his pre-deceased daughter viz. Smt. Reba Chakraborty.

4. On an application made by the said Ganesh Chandra Bhattacharjee before the Learned District Judge at Alipore being Misc. Case No. 267 of 1988, the Learned Judge by his order dated 16<sup>th</sup> September, 1988 permitted the said Ganesh Chandra Bhattacharjee, to act as sole shebait of the said deity with power to deal with the land comprised in R. S. Dag No. 3105 in discharging his function and duties as such Shebait.
5. I say that on the intestate demise of the said Ganesh Chandra Bhattacharjee I along with my mothers and his other legal heirs inherited an undivided share in the assets and properties left behind by him in his individual capacity in the land comprised in R.S. Dag No. 3106 and also as the Shebait of the said deity in the land comprised in Dag No. 3105 is concerned.
6. Out of my own free will and without being influenced in any manner whatsoever I have now agreed to release and relinquish my right or claim in the Estate left behind by the said Ganesh Chandra Bhattacharjee (as Shebait) in respect of R. S. Dag No. 3105 and also in respect of R. S. Dag No. 3106 unto and in favour of my brother viz. Asok Kumar Bhattacharjee solely, absolutely and without any reservation or claim on any account whatsoever.

7. I hereby agree that neither me nor any person claiming through or under me as my heir or legal representative shall be entitled to claim any share or interest in the office of Shebaitship in so far as the said deity and/or the property held by her in Mouza-Jagatda as stated hereinabove.



- 8. In support of my identity I annexed hereto a copy of my Aadhaar Card/Pan Card/Voter Identity Card
- 9. I say that the statements made hereinabove are true to the best of my knowledge.



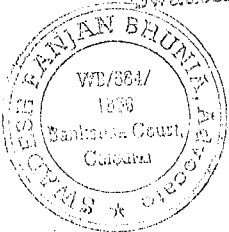
Prepared in my office

Declarant

*Rita Bhattacharya*

Identified by me

*[Signature]*  
 Swadesh Kanjan Bhunia  
 Advocate



Solemnly affirmed and declared  
 before me at Calcutta No. 19/219  
 This the 27th Day of April  
2017

*[Signature]*  
 Metropolitan Magistrate Calcutta,  
 Incharge of Affidavit Section

