

(b)

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2A-527/2006

SOUTH 24-PARGANAS

In the Court of the 8th Civil Judge (Sr. Dvn) at Alipore.

Title Suit No. 21/2005

Sajit Kumar Banerjee Plaintiff

- versus -

Sajit Kumar Banerjee & Anr. ... Defendants

Order No. 10 dt. 17.8.05: Pltff files a petn. along with stamp duty Rs. 3000/- by first to accept the stamp duty.

To date, sd/-Illegible, C.J. (Sr. Dvn.)

Order No. 11 dt. 5.9.05: Plaintiff files non judicial stamp of Rs. 3000/- on 17/8/05 for drawing up final decree is put up today.

The non-judicial stamp is paid correct and sufficient.

D/Asstt. is directed to draw up the final decree accordingly.

sd/-Illegible, C.J. (Sr. Dvn.)

Order No. 12 dt. 7.9.05: Decree is prepared, sealed & signed this day.

sd/-Illegible, C.J. (Sr. Dvn.)

Typed by :

D. BASAK dt. 20/2/06

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Road No. 99/2007

05 JAN 2008

Application for Copy of ...
 Filing and ...
 Authentication ...
 Expenditure ...
 Searching Fees ...
 Grading Fees ...
 Other Fees ...

5.02
 2.00
 5.00
 15.00
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 24.20



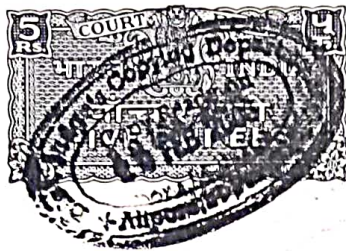
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 Regd No 9912017

05 JAN 05 JAN 05 JAN 2008

Examined and found to be a true
 copy and correctly stamped
 Alipore
 Date 20/2/08
 Comparing Clerk
 Dist. Judge's Court.

Certified ...
 Head Copying ...
 Copying Department, Alipore
 District Judge's Court.
 Attested under Act I of 1872

RAJAJA A.M.
 ...
 ...



162

8.2.06 18.2.06 18.2.06 20.2.06 20.2.06

-1-

District : South 24-Parganas

In the Court of 8th Civil Judge (Sr. Dn) at Alipore.

FINAL DECREE

Title Suit No. 21/2005



Smt. Kumar Banerjee son of Late Sakti Kumar Banerjee
by faith Hindu by occupation service residing at No. 15B,
Jubilee Park, P.S. Jadavpur, Calcutta. Plaintiff

- versus -

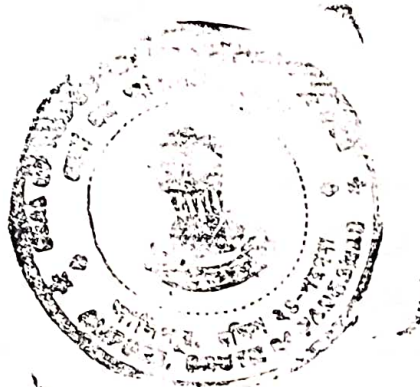
1. Sajit Kumar Banerjee son of Late Sourindra Nath Banerjee by faith Hindu by occupation business residing at No. 33, Jubilee Park, P.S. Jadavpur, Calcutta.
2. Smt. Hena Banerjee widow of Sakti Kumar Banerjee, deceased and a daughter of Late Anarendra Narayan Roy by faith Hindu by occupation housewife residing at No. 15B, Jubilee Park, P.S. Jadavpur, Calcutta.
3. Smt. Sumita Chatterjee wife of Saibal Chatterjee and daughter of Sakti Kumar Banerjee deceased by faith Hindu by occupation housewife residing at A-268, Salt Lake, P.S. Salt Lake, Calcutta.
4. Smt. Manjulika Mukherjee, wife of Lt. Col. Purnendu Mohan Mukherjee and daughter of Sourindra Nath Banerjee

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Road No - 99/2007

5 JAN 2008

Particulars of Cash Paid Date: 20/12/2007	
Application	30/-
Fees and A. A. Laskar	5/-
Expenditure	35/-
Searching Fee	
Tracing Fee	
Other Fees	



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- 2 -

deceased, by faith Hindu, by occupation housewife residing at
Samarat Cooperative No. BB-38, Flat No. 6, Salt Lake P.S.

.... Defendant 2



for Partition and administration
Valued at Rs. 1,00,000/-

This suit coming on 29th day of July, 2005 for final
disposal before Sri Shyamsundar Das, Civil Judge (Senior Division)
8th Court, Alipore in the presence of Sri Swapn Kungu
Chatterjee, Advocate for the plaintiff and of Sri Rajat
Chowdhury, Advocate for the defendants.

It is ordered and decreed that the suit be and the
same is hereby decreed in final form in terms of compromise
petition dt. 29.07.05.

The compromise petition dt. 29.07.05 and map annexed
thereto be made part of the decree.

Schedule above referred to 15A Jubilee
Park, Kolkata.

All that land hereditament and premises being Municipal
premises No. 15-A, Jubilee Park, Kolkata together with one
storied brick built building and/or structure standing there
on and/or on part thereof containing by estimation an area

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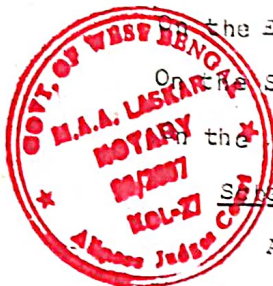
of 5 Cottahs 7 Chittacks and 50 sq.ft. more or less butted and bounded.

On the North by part of premises No.15-C, Jubilee Park.

On the East by Premises No.15-B, Jubilee Park.

On the South by 13 ft. wide C.M.C. Road and

On the West by Open land.



Schedule above referred to 15B, Jubilee Park, Kolkata.

All that land hereditament and premises being Municipal Premises No.15-B, Jubilee Park, Kolkata together with partly 2 and partly 3 storied brick built building and/or structure standing thereon and/or on part thereof containing by estimation an area of 8 Cottahs 12 Chittacks and 31 sq.ft. more or less butted and bounded.

On the North by part of Premises No.15-C, Jubilee Park.

On the East by Premises No.12, Jubilee Park.

On the South by 18 ft. wide C.M.C. Road and

On the West by 15-A, Jubilee Park.

Given under my hand and the seal of this court, this

29th day of July, 2005.
Certified that the addresses
given above are the same filed
by the parties. sd/-Illegible.

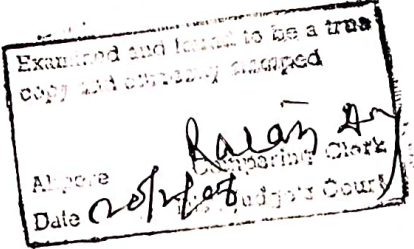
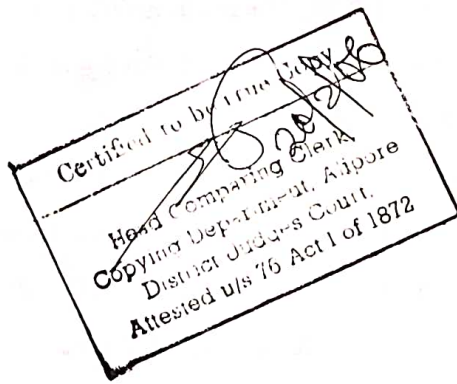
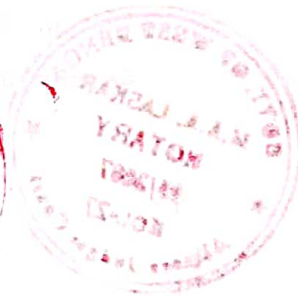
sd/-S. S. Das.
Civil Judge(Sr. Divn)
8th Court, Alipora.
South 24-Parganas

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BASAK
dt. 20/2/06

U 5 JAN 2008 M. A. A. LASKAR
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Recd No - 99/2007



5 JAN 2008

ALIPORE, DISTRICT JUDGES COURT



-1-

District : South 24-Parganas

FILED ON 29 JUL 2005

In the Court of the Ld. 8th Assistant Dist. Judge at Alipore.

Title Suit No. 21 of 2005

Smit Kumar Banerjee Plaintiff

- versus -

Sujit Kumar Banerjee & Anr. ... Defendants.

JOINT PETITION OF COMPROMISE OF THE
PLAINTIFF AND THE DEFENDANTS ABOVENAMED

The humble petition of the plaintiffs and the defen-

dants abovesigned most respectfully -

Sheweth -

1. The above suit was instituted for partition and allotment in severalty in accordance with the respective shares and premises nos. 15A and 15B, Jubilee Park, Kolkata, morefully and particularly described in the Schedule to the Plaint filed in the said suit.

2. With the intervention of common friends and acquaintance the parties have mutually agreed for settlement of the said properties whereby and whereunder 15-A, Jubilee Park, Kolkata has been divided into two Lots being Lot-A and Lot-B, Lot-B has been allotted to the plaintiff exclusively to the exclusion of others and Lot-A has been allotted to the added

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Regd. No - 99/2007

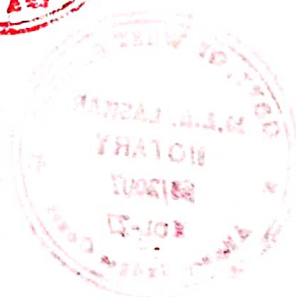
de part of
the decree.
Sd/- S. S. D. J.
Cris. Judge
8th Court
South





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Regd. No - 99/2007



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defendant - Smt. Ramala Banerjee to the exclusion of the others. In so far as 15-B, Jubilee Park is concerned, it has been allotted to the Plaintiff absolutely and exclusively subject to the condition of right of residence of his mother Smt. Hena Banerjee with right to enjoy 50% (fifty percent) of the rents, issues and profit thereof. 15-B, Jubilee Park is included in Lot-B which has been allotted to the plaintiff.



The above settlements have been duly recorded in the Form of Terms of Settlement and has been signed by the parties hereto out of their own free will and volition and having understood the intent and purport thereof.

4. The statements contained in the said Terms of Settlement being Annexure 'X' are all true and correct and the parties hereto agree and accept the same without any objection.

Some of the defendants have grown old and are staying in diverse places. The defendants have themselves signed and executed the Terms of Settlement and have authorised the Defendant No.1 to sign and verify this Compromise Petition on their behalf and to do all further and other acts for settlement of the said terms of settlement by filing this Compromise

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Notary Aispore Judges Court
Regd. No - 99/2007

5 JAN 2008



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petition and taking all further acts thereunder by virtue of a Power of Attorney executed in favour of the defendant no. 1.

6. In the premises, it is jointly individually and severally submitted by the plaintiff and the defendants that this Learned Court would be pleased to dispose of the above suit by passing a decree in accordance with the Terms of Settlement being Annexure 'X' to this petition.

That this application is made bonafide and for the ends of justice and unless orders as prayed for hereafter are passed, your petitioners shall suffer irreparable loss, prejudice and injury.

In these circumstances aforesaid, it is submitted that this Learned Court would be pleased to dispose of the instant suit and by passing a Decree in accordance with the Terms of Settlement entered into by and between the parties hereto which is Annexure 'X' is a part of the decree to this petition and/or pass such further or other order of orders as would afford complete relief to the petitioner.

And Your petitioners, as in duty bound, shall ever pray.
sd/-Samit Kr. Banerjee sd/-Sujit Kumar Banerjee
sd/-Rena Banerjee sd/-Sani ta Chatterjee
sd/-Manjulika Mukherjee sd/-Ramala Banerjee

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Regd. No. 99/2007

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M. A. A. LASKAR

05 JAN 2008



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A F F I D A V I T



I, ~~Sanjit~~ ^{Sanjit} Kumar Banerjee, son of Late Sakti Kumar Banerjee, aged about 36 years by faith Hindu, by occupation ~~servant~~, the plaintiff/petitioner herein, do hereby declare and say that the statements made in paragraphs 1 to of the foregoing petition including the Terms of Settlement being Annexure 'C' hereto are all true to the best of my knowledge.

Prepared in my Office.

sd/-Illegible.
Advocate

sd/-Sanjit Kumar Banerjee
Defendant is identified by me.

Solemnly affirmed and declared
before me on identification at
Alipur Judge's Court, Calcutta
under Notaries Act, 1952.

sd/-R.M. Roy
NOTARY
29-7.05.

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Notary Alipore Judges Court
Sd/- 99/2007

A F F I D A V I T

I, Sujit Kumar Banerjee, son of Late Sourindra Nath Banerjee, aged about 60 years by faith Hindu, by occupation business, do hereby solemnly affirm and say that I am the Defendant No.1 in the above suit and as such I know and ~~am~~ am acquainted with the facts and circumstances of this case. I have been empowered and authorised by the defendant Nos. 2

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Begal. No - 99/2007

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Notary Alipor & Judges Court
Begal. No - 99/2007



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including Smt. Ramala Banerjee to make, verify and affirm this affidavit on their behalf as well. By virtue of such authority so vested in me I am making this affidavit for self and on behalf of the co-defendant including the added party, Smt. Ramala Banerjee and say that the statements made in the foregoing petition including the Terms of Settlement being Annexure 'C' hereto are all true to the best of my knowledge.

Prepared in my office.

sd/-I lligible.
Advocate.

sd/-Sujit Kumar Banerjee
Deponent is identified by me.

Solemnly affirmed and declared
before me on identification at
Alipore Judge's Court, Calcutta
Under Notaries Act, 1952.

sd/-R.M. Roy.
NOTARY.
29.7.05.

Typed by :

D. BASAK dt. 20/2/06

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Regd. No - 98/2007

105 JAN 2007

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Certified to be a true copy	
<i>[Signature]</i>	
Head Comparing Officer	
Copying Department, Alipore	
District Judge's Court.	
Attested u/s 76 Act I of 1872	

Examined and found to be a true copy	
Attested	
Alipore	<i>[Signature]</i>
Date 20/2/07	Comparing Clerk
Dist. Judge's Court.	



- 1 -

District : South 24-Parganas FILED ON 29 JUL 2005
In the Court of the Ld. 8th Assistant Dist. Judge at Alipore.
Title Suit No. 21 of 2005

Snit Kumar Banerjee Plaintiff

- versus -

Sujit Kumar Banerjee & Anr. ... Defendants

After due deliberation and mutual discussion and with the intervention of common friends and acquaintance the parties to this suit have agreed to resolve the disputes involved herein in the manner hereunder appearing :

I. At the suggestion and by consent of all the appearing parties, SMT. RAMALA BANERJEE, wife of Sri Sujit Kumar Banerjee, the defendant No. 1 herein, has been added as a party defendant to the suit to effect complete and full settlement of the disputes.

II. The entirety of premises No. 15B, Jubilee Park, Kolkata - 700 033, being Annexure 'B' to the plaint and more fully and particularly described in the FIRST SCHEDULE hereunder written and delineated and shown in the plan annexed hereto and thereon marked within the red border unto and in favour of Samit Kumar Banerjee, the plaintiff absolutely, exclusively and

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Notary Alipore Judges Court
Regd. No. 99/2007

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Regd. No - 99/2007

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M. A. A. LASKAR



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forever subject however to the condition that Smt. HENA BANERJEE, the defendant no. 2 herein who happens to be the mother of the plaintiff shall have a right of residence during her natural life and shall also be entitled to receive and enjoy 50% (fifty percent) of the total rent, issues and profit collected therefrom irrespective of the exclusive allotment being made in favour of the plaintiff.

III. Sujit Kumar Banerjee AND Smt. Hena Banerjee, Smt. Samita Chatterjee AND Manjulika Mukharjee, the defendants herein including Smt. Ramala Banerjee, the added defendant have accepted the aforesaid allotment of 15B, Jubilee Park, Calcutta in favour of the plaintiff subject to the conditions mentioned above out of their own free will and volition and without any reservation.

IV. Premises No. 15A, Jubilee Park, Kolkata which has been more fully and particularly described and mentioned in the Schedule being Annexure 'A' to the plaint has been agreed to be divided and demarcated in two Lots being LOT-A and LOT-B respectively.

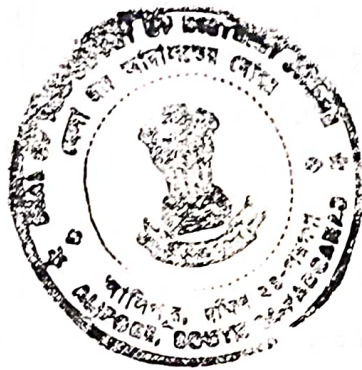
V.

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At the suggestion and by consent of the parties, I

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M. A. A. LASKAR
District and Sessions Judge, Alipore
Sd/- 10-01-2008

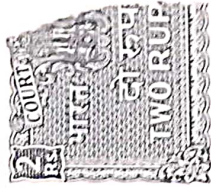
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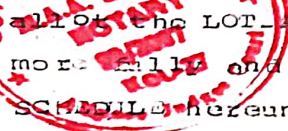
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District and Sessions Judge, Alipore
Sd/- 10-01-2008



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allot the LOT-A of premises No.15A, Jubilee Park, Kolkata more fully and particularly described in Part-I of the SECOND SCHEDULE hereunder written and delineated and shown in the map or plan annexed hereto and thereon bordered in GREEN unto and in favour of the SMT. RAJALA BANERJEE, the added defendant herein being the nominee of Sujit Kumar Banerjee, the defendant no.1 herein.

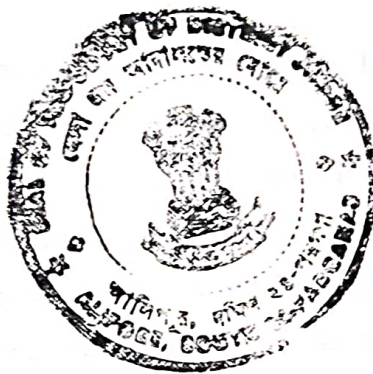
VI. The Plaintiff and the Defendant No. 2, 3 and 4 have out of their respective free will and volition, accept such allotment without any claim or demand or reservation whatsoever. The Defendant No.1 by signing this report hath also accepted and confirmed the nomination.

VII. Similarly, at the suggestion and by consent of the parties, I allot the divided and demarcated Lot-B of premises No.15A, Jubilee Park, Kolkata, more fully and particularly described in Part-II of the SECOND SCHEDULE hereunder written and delineated and shown in the map or plan annexed hereto and thereon enclosed within BLUE BORDER, unto and in favour of SMT BANERJEE, the Plaintiff absolutely, exclusively and for ever and such allotment has been confirmed and accepted by

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Notary Alipore Judges Court
Regd No - 99/2007

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Regd. No - 93/2007



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The defendant nos. 1 to 4 including the added defendant out of their respective free will and volition and without any claim, demand or reservation.

VIII. The Defendant Nos. 3 and 4 individually recorded their satisfaction of the allotment stated above and waived their rights, if any, in the said properties as both of them are happily married and well-placed in the society. They intended the allotments and accepted the same out of their own free will and volition without any reservation or objection.

IX. On the basis of the said agreement made and the statements made by the parties hereto, I recorded that all movable properties including shares, securities, furniture and fixtures and valuable articles have been mutually distributed or allotted amongst the parties and have been accepted by each of them without any objection on any account whatsoever.

X. Accordingly, this report records full and final division of allocation of the joint properties and assets both movable and immovable amongst the parties hereto.

XI. All the parties having joined in acceptance of the allotments and recorded their full and final satisfaction and

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acceptance of the terms for all intents and purposes.

XI. Each party shall pay and bear his or her own costs.

XII. The parties hereto including Smt. Ramala Banerjee, the added defendant have joined this document by putting their respective seal and signature at the bottom of each page as token of their acceptance and confirmation of the terms for all intents and purposes.

FIRST SCHEDULE ABOVE REFERRED TO :

Premises No. 15-B, Jubilee Park, Kolkata being Schedule 'B' to the plaint allotted to the Plaintiff valued at Rupees 6,00,000.00.

ALL THAT land hereditament and premises being more or less

Premises No. 15-B, Jubilee Park, Kolkata- TOGETHER WITH partly 2 and partly 3 storied brick built building and/or structures standing thereon and/or on part thereof containing by extent an area of 8 Cottas 12 chittaks and 31 sq. ft. more or less butted and bounded -

ON THE NORTH - by part of premises No. 15-C, Jubilee Park,

ON THE EAST - by premises No. 12, Jubilee Park,

ON THE SOUTH - by 13 ft. wide K.M.C. Road, and

ON THE WEST - By 15 A, Jubilee Park,

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Rgd. No - 99/2007

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SECOND SCHEDULE ABOVE REFERRED TO
(PART - I)

Valued at Rupees 3,00,000.00

ALL THAT Lot-A being the carved out South Eastern land her allotment and premises lb.15-A, Jubilee Park, Kolkata TOGETHER WITH 1 storied brick built building and/or structure standing thereon and/or on part thereof containing by estimation an area of 2 Cottahs 2 Chittaks and 31 sq. ft. be the same a little more or less butted and bounded -

ON THE NORTH - By Lot-B of premises No.15A, Jubilee Park.

ON THE EAST - by premises No.15B, Jubilee Park.

ON THE SOUTH - by 18 ft. wide K.M.C. Road, and

ON THE WEST - by passage for ingress and egress from the Main Road at Lot-B of premises lb.15-A, Jubilee Park.

SECOND SCHEDULE ABOVE REFERRED TO :
(PART - I)

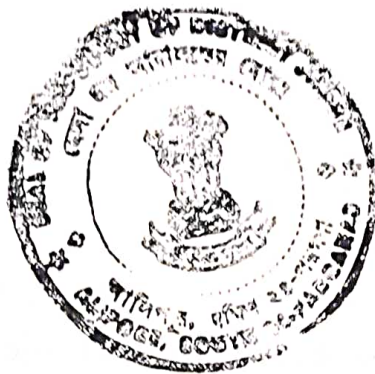
Valued at Rupees 3,00,000.00

ALL THAT Lot-B being the carved out Northern land hereditament and premises being Municipal premises No.15-A, Jubilee Park, Kolkata TOGETHER WITH 1 storied brick built building and/or structure standing thereon and/or on part

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Notary Alipore-Judges Court
Regd No. 99/2007

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Regd. No - 99/2007

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thereof containing by estimation an area of 3 Cottahs
Chittaks and 19 Sq. ft. be the same a little more or less
butted and bounded -

ON THE NORTH - By premises No.15C, Jubilee Park.

ON THE EAST - by premises No.15B, Jubilee Park.

ON THE SOUTH - partly by Lot-A of premises No.15A, Jubilee
Park and partly by 18 ft. wide K.M.C. Road
and

ON THE WEST - by Open land.

XIV. The parties hereto including the added party unequi-
vocally and without any reservation agreed to accept the
aforesaid settlement and further confirm to abide by and
implement the same. For such purpose, a copy of the plan is
annexed hereto and thereon identified by the parties in BLUE
COLOUR has been allotted to the plaintiff and those enclosed
within GREEN COLOUR has been allotted to SMT. RAMALA BANERJEE
the added defendant exclusively forever and absolutely.

Sd/- Sanjit Kumar Banerjee

Sd/- Sandita Chatterjee

Sd/- Sanjit Kumar Banerjee

Sd/- Manjulika Mukherjee

Sd/- Hena Banerjee

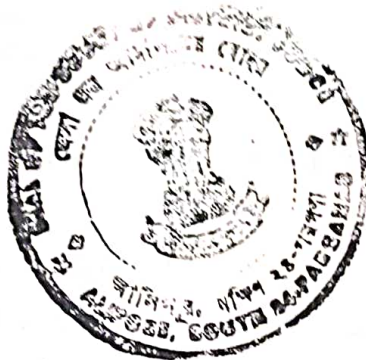
Sd/- Ramala Banerjee

Typed by :

D. BASAK

dt. 10/2/06.

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M. A. A. LASKAR
Notary Alipore Judges Court
Regd. No. - 99/2007
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Regd No - 99/2007
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10 JAN 2008

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S. S. 20/2/08
Head Comparing Clerk,
Copying Department, Alipore
District Judges Court,
Attested under 76 Act I of 1872

Alipore
Comparing Clerk
Date *20/2/08*
Rajan S.
Dist. Judges Court.

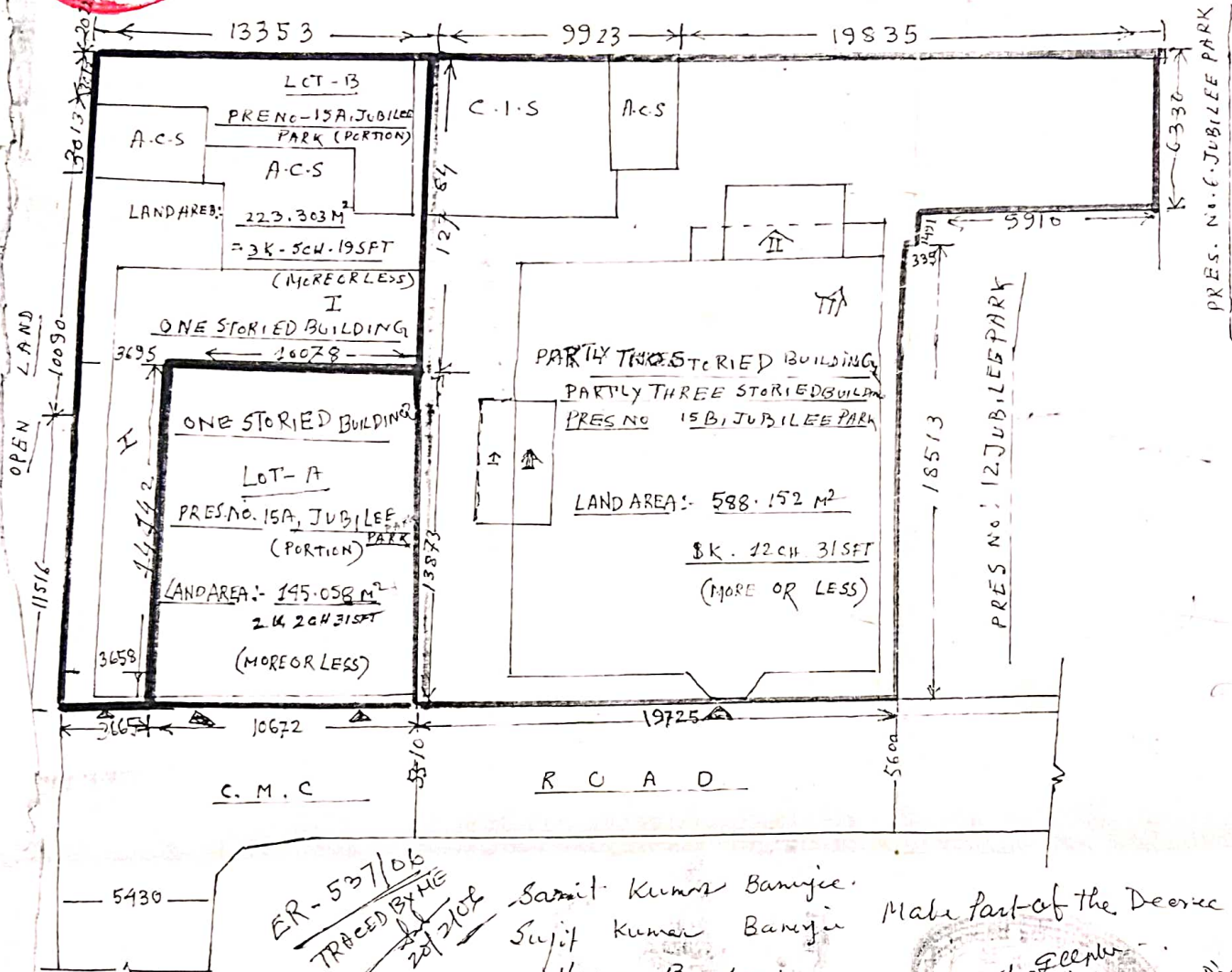
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Notary Alipore Judges Court
Regd. No - 99/2007
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05 JAN 2008

PRES. No - 15C. JUBILEE PARK



JARI P KARYA LAYA
103A - KALIGHAT ROAD. CAL-26
T.C.D. BY S. DEY DT 4.4.02.

Sarjit Kumar Bangia
Sujit Kumar Bangia
Hena Bangia
Sarita Chetty
Maryulike Mukhy.
Ramala Bangia.

Made Part of The Deed

Accepted by
Sd/-
Civil Judge (Genl)
5th Floor
Court 24 Pagar

5/18/80
Civil Judge (on Duty)
5th East Ave.
South 24th Ave.



TRUE COPY ATTESTED

MD. ABED AL LASKAR
Notary Public, Judges' Court
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