



No. 147 of 1994

In the High Court at Calcutta
Testamentary & Intestate Jurisdiction
Probate to the Sole Executrix.

Hereby maketh known that on the

Tenth Day of August in the year One thousand

Nine hundred and Ninetyfour the last holograph

will of Dulal Gopal Mukerjee, lately residing

at.....

to my wife Srimoti Sarbani Mukerjee, I hereby declare

that.....

8-21-94

Sanctum m.

18794

SW,



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Car

29 Oct



20 JUL 1994
V/S

at the premises No. 2 P-562, Block 'N', Post
Office New Alipore, Calcutta-700053, Hindu
retired Chief Engineer, Deceased who as appears
from the petition filed herein died at Command
Hospital (E.C) Alipore, Post Office New
Alipore, Calcutta-700053 on the Fifth day of
June in the year One thousand Nine hundred

and ----

to my wife Srimoti 'Sambani Mukerjee, I hereby declare
that ----

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From Sanborn Air

6-10-1964

Exposition 1872

[illegible]

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and Ninetythree (³copy of which holograph will
is hereunto annexed) was proved and registered
before this Court and that Administration of
the property and credits of the said deceased
and in any way concerning his said holograph
will was granted to Smt. Sarbani Mukerjee
by occupation housewife by faith Hindu residing

at.

to my wife Srimoti 'Sarbani Mukerjee, I hereby declare
that.

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Aras Barton Aer

6-7-02

Bygone Collection

History

1979

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6-5-01
6-2-01
6-9-01
6-4-01
6-02
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at premises No. P-4562, Block "N" Post Office
 New Alipore, Calcutta - 700053 aforesaid the
 sole executrix in the said Will named with effect
 within the state of West Bengal she having
 undertaken to administer the said property and
 credits and to make a full and true inventory
 thereof and exhibit the same in this Court within

six

to my wife Srimoti 'Sasibani Mukerjee, I hereby declare
 that

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Anna Barber for

~~Anna Barber~~

~~Anna Barber~~

~~Anna Barber~~

~~Anna Barber~~

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G ——— 3 m

G ——— 4 m

G ——— 5 m

G ——— 6 m



300Rs.



⁵
 six months from the date of issue of this grant
 or within such further time as the Court may
 from time to time appoint and also to render
 to this Court a true account of the said property
 and credits within one year from the same date
 or within such further time as the Court may from

time

to my wife Srimoti 'Sambani Mukerjee, I hereby declare
 that

3068
[Redacted]
[Redacted]
[Redacted]
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time to time appoint.

Dated at Calcutta aforesaid this twenty
day of September in the year One thousand Nine
hundred and Ninetyfour.

Arjun Sarkar — Advocate.

for 2219/94
Registrar.

Check
Compared by
K.G. & T.D.

to my wife Srimoti 'Sambani Mukerjee, I hereby declare
that...

3868

Mrs. Sankar Adr

P. S. W.

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6 SW1

6 SW2

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6 SW

6 SW

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INDIA COURT FEE

40 Rs.



20 JUL 1994
213

7
No. 147 of 1994

In the goods of Dulal Gopal
Mukerjee deceased.

Punched & Cancelled

for the
21/9/94
Registrar.

to my wife Srimoti 'Sambani Mukerjee, I hereby declare
that...

22 / 22.7.94.

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NO. 101



18 AUG 1994



Stamp Rs. 21

Deed of Family Settlement.
Will

9.21/9/94

1. This is the last Deed of Family Settlement and will of me Dulal Gopal Mukerjee, B. Sc. (Eng.) F.I.E. Retired Chief Engineer, Irrigation & Waterways Department of Govt. of West Bengal and at present a Chartered Engineer, and Central Govt. approved Registered Valuer, son of late Nando Gopal Mukerjee Mukerjee, by faith a Hindu residing at 23A/P 562, Block 'N' Diamond Harbour Road (Since renamed and numbered as 41 Biplabi Dinesh Mazumdar Samani) New Alipore Calcutta-700053 So hereby declare that whereas I have attained the age of 79 years and passing through a failing health due to old age and also with a view to avoid any future misunderstanding about my properties specially the immovable property situated at 23A/P 562, Diamond Harbour Road, Block 'N' New Alipore, Calcutta-700053 known as "ASHIS" within the limits of Calcutta Municipal Corporation and assets chooses in action belonging to me or may here after belong to me and remain undisposed of during my lifetime

2. I hereby revoke all my Will and Testamentary Dispositions made by me and declare this to be my

Page-2
my last Will and Testament and Deed of Family Settlement.

3. In view of the natural love and affection to my wife Srimoti Samani Mukerjee, I hereby declare

that

that
I at my demise, I give ² devise and bequeath the fully
two storeyed and partly ~~true~~ three storeyed build-
ing with land and temporary Ranigunge tiled build-
ing and asbestos sheet roofed sheds at the back-
side or Southern side being premises No. 23A/P 562,
Diamond Harbour Road, Block 'N', New Alipore,
Calcutta-700053 together with all my assets choses in
action belonging to me or may hereafter belong to me
and may remain undisposed during my life time except-
ing what are hereinafter specifically stated. I appoint
my wife Sm. Sarbani Mukerjee to be the Sole Execu-
trix of this Will which will be operative with effect
from the date of my demise and the Executrix of
this my last will be entitled to obtain probate without
being required to furnish any security for obtaining
the probate of this my Will or for administering
my estate. My Executrix shall pay all my just
debts if any. I have no debts at present.

4. The boundaries of the above noted Premises
No. 23A/P 562 Diamond Harbour Road, Block 'N',
New Alipore, Calcutta-700053 is as stated below:-

Page-3

- i) On the North: By Calcutta Municipal Road now
named as Biplobi Dinesh Mazumdar
Sarani.
- ii) On the South: By mainly vacant land and partly
(beyond my Southern Bound- by Building belonging to others
ary wall)
- iii) On the East: By premises No. 561, 23A Diamond
Harbour Road, Block 'N', New Alipore
Calcutta-700053.

iv) On the West : By premises No. 553 Block 'N',
New Alipore, Calcutta- 700058.

5. My afore mentioned house is situated on 5.88 Kottahs of land out of which about 2.5 Kottahs is covered by the above mentioned fully two storeyed and partly three storeyed permanent structure for residential purpose of myself and members of my family. On the ground floor one drawing room one grilled covered verandah having entrance from the common passage on the Eastern side one stairwell position, one garage and a mezzanine floor thereabove and on the 1st floor there are four rooms one dining lobby, two W.Cs & bath, one store room, covered verandah on the North and East sides one kitchen and on the 2nd floor two rooms, one kitchen in the grilled covered verandah on the North Western side & one W.C. & bath all for residential purpose of myself and members of my family, part of the ground floor position on the Southern side has been ^{base leased} out to a lessee. It comprises of two bed rooms, one lobby cum dining space, one kitchen, two W.Cs & bath

Page-4

one storeroom, one garage shed at the backside The Ranigunje filed shed covering the underground water reservoir and pump room and other temporary asbestos sheet roof shed on the land on the Southern side are under my occupation. Access to these are by a common passage on the East side.

6. My wife sm. Sarbani Mukerjee will after my demise, become the absolute owner of the entire building as a result of this Will and Deed of Family Settlement until her demise. She will be entitled to stay

in the afore described fully two storeyed and partly three storeyed building at premises NO. 23 A/P 562, Diamond Harbour Road, Block 'N' New Alipore keeping the same at her exclusive possession, give portions of the building on rent or lease according to her sweet will collect the Rent or Licence Fee herself and utilise or spend the amount in any way she likes after meeting the Calcutta Municipal taxes on the same premises and making necessary annual repairs and maintenance till her death but she will have no right to dispose of the property by transfer such as sale, gift etc.

On the demise of my wife Sm. Sambani Mukerjee my three sons will become the absolute and full owners of the entire existing permanent structure floor wise in the manner as stated hereunder the stairwell portion will remain a common property for access to the different

Page - 5

floors (each floor being considered as an Apartment and each son being entitled to the floor level of the permanent structure as it stands built at present or to be built as per sanctioned plan in due course contiguous to the existing structure. The Distribution therefore, when they become absolute owners, would stand as under: —

1) My youngest son Sri Debjyoti Mukerjee would be the allottee of the entire ground floor of the structure as it stands built and of the Mezzanine floor above garage on the front or East side as well as the garage thereunder excepting the common stairwell portion and of the vacant land and existing Raniganje tiled roofed and asbestos sheet roofed sheds and of any permanent structure to be built thereon contiguous to the existing permanent

structure...

structure according to the sanctioned plan in future.

2) My second son Dr. Debashis Mukerjee, Ph.D. (Birmingham) would be the allottee and owner of the first floor of the existing permanent structure and of any contiguous permanent structure to be built as per sanctioned plan in future from the first floor level excepting the common stairwell position.

3) My eldest son, Lt. Col. Dilip Kumar Mukerjee would be the allottee and owner of the second floor structure as have been built so far or to be built in future (part of it being open terraced at present).

4) It is further stipulated that after my demise and demise of my wife sm. Sarbani Mukerjee when Sri Debjyoti Mukerjee becomes the owner of the vacant piece of land at the back side or South side within my building plot of 5.88 Kottahs he shall not be entitled to sell or mortgage or ^{to any person or concern who does not belong} lease out at the ground level position or is a blood relation or member of the family headed by me i.e. Sri Dulal Gopal Mukerjee

8. My daughter Sm. Shanti Banerjee did not appear to be interested in my original proposition of allotting the vacant portion of the plot of my land on the Southern side of my existing permanent

Page-6

structure and preferred that her husband should start commencing the construction of the building on their plot of land in Block CD, Sector -I of the Bidhannagar Salt Lake City. In the circumstances I hereby allot her a sum of Rs. 25,000/- (Rupees Twenty Five Thousand) only to be made up out of my Savings in the Central Bank of India New Alipore Branch Home Savings Account

jointly - - -

jointly held with her and/or from several National Savings Certificates and Unit Trust Certificates where she or her husband Sri Tara Chaman Banerjee or her children Kumari Sharmistha Banerjee and Sriman Santanu Banerjee have been registered as Nominees. This will come into effect immediately on my demise.

9. After the demise of myself or/and my wife Sm. Sarbani Mukerjee my second son Dr. Debasis Mukerjee and 1st son Lt. Col. Dilip Kumar Mukerjee and their successors, legal heirs, executors or administrators are hereby given the right of use Municipal water supply from the existing underground water reservoir or overhead tanks and to the existing drainage and sewage disposal arrangements as well as ^{electrical} installations with separate meters for electricity as their consumption for each floor. They will also have the right of putting up bamboo scaffolding with a view to repair the outside walls in their respective portion and colour wash or ^{snowcementing} scaffolding the outside walls without payment of any charges to my youngest son Sri Debjyoti Mukerjee.

10. The beneficiary rights and life interest which my late father Nando Gopal Mukerjee had given to me in respect of the very old single storied structure Built on 1 Kottah and 14 Chittack piece of land situated on premises No. 77C Mansatala lane, Kidderpore, Calcutta- 700023 had been surrendered by me over three years ago on the 29th January 1986 vide Deed of surrender of life interest on this ancestral property in favour of my three sons and only daughter mentioned above in equal share to each. This has been registered and recorded by the

Registrar---

Registrar of Assurances, Calcutta in Book No. I, Vol No. 41, Pages 221 to 228, Being No. 1322 for the year 1986. By virtue of this my three sons and daughter are the present owners of this property. Hence this ancestral property will not pass on to my wife on her demise.

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11. As regards my movable assets, I have the following:—

(a) Five whole life Insurance Policies on which premiums payment has ceased four of them being paid up and in respect of one i.e. North British & Mercantile Insurance Policy (whole life limited payment with compound reversionary Bonus added yearly upto death) The nominee in respect of the above life Insurance Policies is my wife Srimati Sarbani Mukerjee. Accordingly on my demise these will become due for payment to my wife.

(b) I have several National Savings Certificates ^{to either or survivor} either singly or in joint names ^{Nominees have been} payable registered in respect of each of them. These are in New Alipore Halim Ranjan Avenue, Alipore Head Post office and one only in Lala Lajpat Rai Sarani Post offices. On my demise these respectively pass on to the joint holder concerned or to the Nominees as the case may be.

(c) I have some Unit Trust of India Certificates under their various schemes. These will also pass on to the respective joint holders or Nominees as the case may be on my demise excepting those purchased under

1964. Scheme of Unit Trust which have been earmarked for repayment of the Security Deposit amount in the ground floor flat leased out.

(d) I have some joint Savings Bank Account in Central Bank of India, New Alipore Branch India Overseas Bank New Alipore Branch and Vyasa Bank at Prasanti Nilayam. On my demise the respective joint holders become the owners of the account. I have a Postal Savings Bank Account in New Alipore Post office in single name and the balance amount if any will pass on to Sm. Sarbani Mukherjee on my demise. My pension is being drawn through Central Bank of India Savings Account No. 1597 at New Alipore Branch and this will continue to be drawn by my wife so far ^(Page-8) by Sm. Sarbani Mukherjee as I have contributed to family pension account while in service.

(e) I have two lockers only in my name as well as that in the names of my wife Sarbani Mukherjee and others. These lockers are (i) No. 6737 in Calcutta Safe Deposit Co in Dalhousie Square area and (ii) No. 547 in Indian Overseas Bank of India, New Alipore Branch. In these several important papers and documents have been kept. The ornaments kept inside these lockers belong mostly to my wife received during her marriage or purchased from savings. I have hardly any ornament belonging to myself except rings, golden buttons etc.

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12. During my life time I shall have full ownership ~~in~~ life of my aforementioned properties and assets both immovable and movable with right to dispose them in any manner I like and this Will and Family Deed of Settlement will take effect only after my demise.

13. In witness whereof, I Dulal Gopal Mukerjee set my hand on this last Will and Family Deed of Settlement on 13th May, 1989. (One thousand nine hundred and eighty nine)

Witness

1. Profulla Kumar
Chowdhury
133/B Amherst Street,
Calcutta-9.

✓ 2. S.N. Chatterjee
Bsing (Retd)
S.N. Chatterjee
D-32, Mahavis Vikas
Block H/C. Sector-III
Salt Lake City
Calcutta-700091.

D.G. Mukerjee
(Dulal Gopal Mukerjee)
Signature of the Execu

D. G. Mukerjee
Dulal Gopal Mukerjee

I have Copy Carefully
Collected this 22nd day of
September 1994 with the Original
holograph will remaining in
the Registry of the High
Court at Calcutta.

for 22/9/94
Registrar.

Dulal
Compared by
K.G. S.T.D.

IN THE HIGH COURT AT CALCUTTA
Testamentary and Intestate Jurisdiction

In the goods of:

Dulal Gopal Mukherjee, lately
residing at the premises No.
P-562, Block 'N' Post Office
New Alipore, Calcutta-700053
Hindu, retired Chief Engineer,
deceased.

P R O B A T E

ARUN SARKAR
Solicitor & Advocate
6, Old Post Office Street,
Calcutta: