

FMAT 28 of 2025
CAN 1 of 2025

Pampa Ghosh
Vs.
Surajit Patra & Anr.

Mr. Dhananjay Banerjee
Mr. Pralay Hazra ... for the petitioner

1. Prima facie the appellant was failed to establish that the gift deed is invalid in law as it appears that the same set of persons were involved in drafting the deed of gift in favour of the appellant – daughter. The learned Trial Judge has considered the matter in its proper perspective and in our view the discretion exercised by the learned Trial Court in refusing to pass any ad interim order in respect of the Scheduled 'B' property does not call for any interference. However, having regard to the nature of the controversy the parties may be referred to mediation.
2. In the event, the disputes are referred to mediation we would expect the parties and their learned advocates to appear in the mediation proceeding and make all endeavour to amicably settle the dispute amongst them.
3. The parties and the learned Registrar, Administration (L & OM) shall be immediately communicated to this order to the learned Civil Judge (Sr. Divn.) at Serampore for information.
4. The appeal and the application are accordingly disposed of.

(Soumen Sen, J.)

(Apurba Sinha Ray, J)