

**HIGH COURT OF TRIPURA
AGARTALA**

CRP NO.38 OF 2022

Sri Apratim Mohan Debbarma.
Vs.
Executive Engineer and anr.

HON'BLE MR. JUSTICE T. AMARNATH GOUD

Present:

For the Petitioner(s) : Mr. S. Bhattacharjee, Advocate.
Mr. S. Noatia, Advocate.
For the Respondent(s) : None.

31.05.2022

Order

The present revision petition has been filed aggrieved by the order dated 26.04.2022 passed by the learned L.A. Judge, West Tripura Agartala in Misc. L.A. 87 of 2012 wherein, the Court below held that the petitioner needs to put his sister (Mrs. Surjyatapa Debbarma) to notice as she is also one of the legal heirs and she would be the beneficiary of the compensation that has been awarded in terms of the land acquisition proceeding initiated in respect of the property which according to the petitioner herein fall under his share after the demise of his parents. Under the statute, the petitioner made a sole claim.

In view of the same, the petitioner is aggrieved by the observation that the sister should be put to notice with regard to the disbursement of the compensation amount.

Heard Mr. S. Bhattacharjee, learned counsel assisted by Mr. S. Noatia, learned counsel appearing for the petitioner.

This Court is prima facie not convinced that the entire amount should go to the petitioner herein without putting the other legal heir to notice. Without expressing any opinion on merit with regard to the customary law or Hindu Law and concerning their respective shares and the validity of the will and its probate, this Court directs the petitioner herein to follow the observation made by the Court below by impleading the sister to the Court proceeding and also putting her on notice.

With the above observation, this instant revision petition is accordingly dismissed and as a sequel, miscellaneous applications pending, if any, shall stand closed.

JUDGE

suhanjit

