

SHEPHALI

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
TESTAMENTARY AND INTESTATE JURISDICTION
NOTICE OF MOTION NO. 13 OF 2015
IN
TESTAMENTARY PETITION NO. 1389 OF 2011**

Piyushkumar Chimanlal Shah	...Deceased
<i>And</i>	
Mrs. Avni Vinay Shah	...Petitioner
<i>Versus</i>	
Mrs. Ketki Damji Visariya	...Executor

Mrs. Sharmista D. Gandhi, *for the Petitioner.*
Ms. Leena Shah, *i/b Shah & Furia Associates, for the Executor.*

CORAM: G.S. PATEL, J
DATED: 10th June 2016

PC:-

1. Ms. Leena Shah, who appears for the Executor appointed under the Will, viz., one Ms. Ketki Damji Visariya, states that the Executor wishes to renounce executorship and refuses to act as an Executor. The statement is noted and accepted. The reasons why the Executor declines to act are immaterial, nor am I required to note these.
2. The only Caveat was filed by the executor Ms. Ketki Visariya. She has no caveatable interest. The Caveat is discharged. The

Motion is made absolute in these terms with no order as to costs.
Petition to proceed as an uncontested Petition.

3. All concerned to act on an authenticated copy of this order.

(G. S. PATEL, J.)