

SHEPHALI

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
TESTAMENTARY AND INTESTATE JURISDICTION
NOTICE OF MOTION NO. 100 OF 2015
IN
TESTAMENTARY SUIT NO. 92 OF 2015
IN
TESTAMENTARY PETITION NO. 6 OF 2015**

Yogendra Udhram Rajesth	...Plaintiff
<i>Versus</i>	
Meena Narendra Rajesth	...Defendant

Mr. Prabhu Velhar, *i/b C. Mahadeshwar, for the Applicant/Plaintiff.*

CORAM: G.S. PATEL, J
DATED: 21st June 2016

PC:-

1. The Motion is for dismissal of Caveat No. 124 of 2015. The Caveatrix is the daughter-in-law of the deceased. The deceased was a Hindu widow. The Caveatrix's husband predeceased the testatrix. Under Section 15 of the Hindu Succession Act, the Caveatrix as the deceased's daughter-in-law does not have a caveatable interest, although her children do. They have been named and cited. They have not opposed.

2. Caveat No. 124 of 2015 is discharged. The Notice of Motion is made absolute in terms of prayer clauses (a) and (b). There will be no order as to costs. If there is no other Caveat, the Petition shall proceed uncontested. If there is a Caveat, Suit to be listed for directions on 8th July 2016. If issues have not been framed, they will be framed on that day.

(G. S. PATEL, J.)