

IN THE HIGH COURT OF JUDICATURE AT BOMBAY  
ORDINARY ORIGINAL CIVIL JURISDICTION

MISCELLANEOUS PETITION NO. 158 OF 2015

Sanjay S. Dervankar @ Panchal

.. Petitioner

Mr. D. R. Mishra for Petitioner.

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**CORAM : A. K. MENON, J.**  
**DATE : JANUARY 5, 2016.**

P.C.:

. This is an application for issuance of legal heir-ship certificate under Section 2 of the Bombay Regulation VIII of 1927. The petitioner is the son of the deceased Parvati Shankar Panchal. The other heirs of the deceased husband of the pre-deceased on or about 22<sup>nd</sup> July 2004. The death certificate copy of which is annexed at Exh. E. The other heirs are 3 married daughters namely (1) Vijaya Vilas Velanskar (2) Pranali Prakash Mistry (3) Archana Anil Parulekar and 2 brothers of the petitioner (1) Sanjay Shankar Dervankar @ Panchal (2) Sudesh Shankar Panchal.

2] All these persons have consented to the grant of legal heirship certificate as evident by the affidavits of consent dated 3<sup>rd</sup> September 2015 which are annexed to the present petition. The petitioner has

stated that the deceased was entitled to accommodation in Room No. 14, New room No. 53/2/7, Behind Teachers Colony, Mishra Chawl, Sai Baba Nagar, Khar (E) Mumbai – 400051, and had approached the Maharashtra Housing and Area Development Authority (MHADA) for allotment of the new alternate accommodation to which the deceased were entitled. The MHADA has issued letter on 4<sup>th</sup> April 2015 addressed to Pranali Mistry, daughter of the deceased, calling upon her to provide a certificate of heirship from the competent Court. Accordingly the present petition has been filed. Vide order dated 14<sup>th</sup> December 2015 the petition was accepted and proclamation was dispensed with. In the circumstances I pass the following order;

- (a) The petition is made absolute in terms of prayer clause (a)
- (b) There will be no order as to costs.

**(A. K. MENON, J.)**