

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
TESTAMENTARY AND INTESTATE JURISDICTION**

**TESTAMENTARY SUIT NO. 58 OF 2008
IN
TESTAMENTARY PETITION NO. 956 OF 2007**

1. Kirit Prabhudas Mehta
2. Vinod Mohanlal Goradia .. Plaintiffs
Vs.
Bhupendra Muljibhai Shah .. Defendant

Ms.Sucheta Joshi-Dongre i/b Pankaj Thatte for plaintiff no.2.

Ms.Neeta V. Parikh for caveator/defendant.

**CORAM : K.R.SHRIRAM, J.
DATE : 7TH APRIL, 2017**

P.C.

1 Ms.Parikh appearing for the caveator-Ms.Vibha Bhupendra Shah seeks leave to withdraw the caveat.

Caveat dismissed as withdrawn.

2 Ms Joshi-Dongre for plaintiff no.2 states that the Probate had already been granted earlier but in view of caveat filed subsequently the Probate was deposited with the Prothonotary and Senior Master, High Court Bombay and the Petition was converted into Suit. Ms.Joshi-Dongre states that in view of the withdrawal of the caveat, the Prothonotary and Senior Master be directed hand over the Probate to the plaintiffs. Ms.Parikh has no

objection.

3 The Prothonotary and Senior Master to hand over the Probate already granted to the plaintiffs.

4 The suit accordingly disposed.

(K.R. SHRIRAM, J.)