

Shephali

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
TESTAMENTARY AND INTESTATE JURISDICTION
MISCELLANEOUS PETITION NO. 16 OF 2018
IN
TESTAMENTARY PETITION NO. 729 OF 2009**

Gangabai Pandharinath Koli	...Petitioner
<i>Versus</i>	
Vishnu Pandharinath Koli	...Respondent

Mr Mohan D Naik, *for the Petitioner.*

CORAM: G.S. PATEL, J
DATED: 1st March 2018

PC:-

1. The Petition is by the mother of the deceased. She seeks to withdraw an amount of Rs. 6,19,125/- that was the share of the deceased son's widow. It is urged that the Petitioner's daughter-in-law was unfaithful, left the house, abandoned the deceased and that the deceased and his wife Malti "orally agreed to separate", whatever that means. The one thing this does *not* mean is that the widow, Malti, has in law forfeited her claim to her share in her deceased husband's estate. The Petition is wholly misconceived. It is dismissed.

(G. S. PATEL, J)