

Sharayu Khot.

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

INTERIM APPLICATION NO. 1852 OF 2021

IN

TESTAMENTARY PETITION NO. 389 OF 2020

**Kinnari Sameer Shah alias
Kinnari Paras Surkatha**

**...Applicant/
Petitioner**

In the matter between

**Usha Paras Surkatha alias
Usha Chimanlal Mehta**

...Deceased

Mr. D.R. Mishra i/by Sudhakar G. Lakhani for the
Applicant/Petitioner.

CORAM : R.I. CHAGLA J

DATE : 21 October 2021

ORDER :

1. Heard learned Counsel for the Applicant.

2. By this Interim Application, the Applicant is seeking amendment to the Petition as per schedule annexed to the Interim Application and for directions to the Registrar, Testamentary Department to amend the succession certificate

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dated 23rd February 2021.

3. The Applicant has stated that while sending a copy of the succession certificate to the concerned company, it came to the knowledge of the Applicant that by mistake folio number at Sr.No. 1 to 3 of securities is wrongly mentioned and also at Sr.No. 3 distinctive number of shares is wrongly mentioned as 611124 instead of 611125 in the Schedule of the Petition. This was informed to the Applicant's Advocate on or about 28/29th March 2021 who had filed praecipe for amendment. Upon being informed by the testamentary department to take out Interim Application for amendment to the Schedule, the Applicant had taken out this Interim Application.

4. It is further stated that in view of the Covid-19 pandemic situation lockdown in Mumbai, the Interim Application could not be taken out. Hence, condonation of delay has been applied for and for amendment of the Petition as per Schedule annexed to the Interim Application and in the succession certificate dated 23rd February 2021. Hence, following order is passed :-

- (i) The Applicant shall amend the Petition as per the Schedule annexed to the Interim Application within a period of four weeks from the date of this order.
- (ii) Re-verification is dispensed with.
- (iii) Registrar of the Testamentary Department shall amend the succession certificate dated 23rd February 2021 accordingly.
- (iv) Interim Application is disposed of in the above terms.

[R.I. CHAGLA J.]