

OD-7

ORDER SHEET

PLA/202/2020

IN THE HIGH COURT AT CALCUTTA  
Testamentary & Intestate Jurisdiction  
ORIGINAL SIDE

IN THE GOODS OF :  
GHANSHYAM DAS JHUNJHUNWALA @ GHANSHYAM DAS KESHADEV  
JHUNJHUNWALA (DEC.)

BEFORE:  
The Hon'ble JUSTICE KRISHNA RAO  
Date : January 17, 2023.

Appearance:  
Ms. Suchismita Chatterjee Ghosh, Adv.  
Mr. Kaushik Chakravorty, Adv.  
... for the petitioner

The Court: Counsel for the petitioner is present and submits that the petitioner has filed the instant application for grant of probate of the last Will and Testament dated 10<sup>th</sup> September, 2013 executed by the deceased testator, Ghanshyam Das Jhunjhunwala @ Ghanshyam Das Keshardev Jhunjhunwala.

Counsel for the petitioner submits that the testator died on 10<sup>th</sup> November, 2014 leaving behind his son - Tarun Jhunjhunwala @ Tarun Kumar Jhunjhunwala and daughter - Asha Chamaria. Counsel for the petitioner submits that the testator has executed the Will in presence of two attesting witnesses. The legal heir i.e. daughter, namely, Asha Chamaria has filed her affidavit-of-consent. The two attesting witnesses have also filed their affidavit in support of the Will. Counsel for the petitioner prays for

grant of probate to the petitioner in terms of the Will dated 10<sup>th</sup> September, 2013.

Considered the submission made by the counsel for the petitioner.

Perused the original Will, affidavit of the legal heir and the attesting witnesses. The attesting witnesses have categorically stated that the testator had executed the Will in their presence while possessing good health and fit state of mind.

Considering the submission made by the counsel for the petitioner and the documents, this Court finds that the petitioner has been able to prove the Will. Accordingly, the petitioner is entitled to get probate of the Will dated 10<sup>th</sup> September, 2013.

The prayer in terms of (a) of the application is allowed.

At the time of grant of probate a copy of the Will be made part to the probate.

PLA/202/2020 is disposed of.

(KRISHNA RAO, J.)