

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

MISC. PETITION NO. 27 OF 2023

Narendra Mariba Londhe ...Deceased

Vanita Narendra Londhe ...Petitioner

Adv. Dipti Nagda for the Petitioner.

CORAM : ARIF S. DOCTOR, J.

DATE : 09th JANUARY, 2023

P.C. :

1 The Petitioner seeks the grant of a Legal Heirship Certificate under the provisions of Section 2 of the Bombay Regulation VIII of 1827 in respect of one Narendra Mariba Londhe ('the deceased'), who is said to have died intestate at Mumbai on 29th March, 2021. A copy of the death certificate of the deceased is also annexed to the Miscellaneous Petition.

2 The said deceased died intestate and despite due and diligent search for a Will, none has been found.

3 It is stated that the Petitioner is the only legal heir and next-of-kins of the deceased according to the Hindu Succession Act, 1956.

4 The reason for which the legal heirship certificate is required is set out in paragraph 7 of the Petition.

5 No other Petition for Legal Heirship Certificate, Succession Certificate, Probate or Letters of Administration with or without Will annexed has been filed. Therefore, there is no impediment in law to the grant of relief.

6 I have heard the learned counsel appearing for the Petitioner as well as perused the said Petition and find that the same is in order and deserves to be allowed in the interest of justice.

7 The Miscellaneous Petition is therefore allowed in terms of prayer clause (a) which read as under :-

“(a). That a Legal Heirship Certificate be issued under the provision of Bombay Regulation Act VIII of 1827, certifying that the Petitioner herein is the only Heir and Legal Representative of the deceased abovenamed”.

8 Proclamation is dispensed with.

9 The Registry shall issue the Legal Heirship Certificate in the standard format prescribed for the same.

10 Miscellaneous Petition is accordingly disposed of. There shall be no order as to costs.

(ARIF S. DOCTOR, J)