



his wife did not have any issue from their marriage.

4. It is further submitted that the deceased had only one brother i.e. the father of the petitioner herein. It is specifically stated that the said brother of the deceased expired on 28.02.1983. Copy of his death certificate is already taken on record and marked 'X'.

5. It is also specifically stated that the mother of the deceased expired in the year 1951. On this basis, it is submitted that the petitioner being the nephew of the deceased, is the only surviving legal heir.

6. It is further stated that the legal heirship certificate is required in the context of the properties left behind by the deceased, including the aforesaid property lying within the jurisdiction of this Court.

7. Having perused the material on record, the petition is accepted and proclamation is dispensed with.

8. The petition is allowed in terms of prayer clause (a), which reads as follows:

- (a) That this Hon'ble Court be pleased to grant and issue a Legal Heirship Certificate, certifying that the Petitioner viz. SHRI SHRIKANT RAMSAHAY SHUKLA, being Nephew of the deceased be recognized as the only legal heir and legal representative of the deceased, under the provisions of the Bombay Regulation VIII of 1827."

(MANISH PITALE, J.)