

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
TESTAMENTARY AND INTESTATE JURISDICTION
INTERIM APPLICATION NO.965 OF 2024
IN
TESTAMENTARY PETITION NO.2681 OF 2022

Nicholas Richard Oliveira ... Applicant

Theresa Richard Oliveira @ Theresa Adolf Richard
Oliveira ... Defendant

Mr. Sameer Logade for Applicant.

CORAM : MANISH PITALE, J.
DATE : APRIL 19, 2024

P.C. :

- . Heard learned counsel for the applicant (original petitioner).
2. By this application, the applicant seeks post grant amendment of letters of administration issued on 11.05.2023. It is submitted that after the grant was issued, it came to light that there was another property lying in the name of the deceased, which needs to be included in the grant. Accordingly, the applicant seeks amendment of the schedule to the original petition in terms of Exhibit 'C' and consequent amendment in the grant. The applicant has also placed on record fresh consent affidavit of the consenting legal heirs. This is an uncontested proceeding.
3. In the light of the above, the application is allowed in terms of prayer clauses (a) and (b), which read as follows:-
 - “(a) That the applicant may kindly be allowed to amend Schedule-I annexed to the petition as per Schedule of Amendment annexed to this Interim Application at Exhibit-C with consequential amendment, if any in the petition.
 - (b) That after amendment of Schedule-I annexed to the petition, as sought in prayer (a) is carried out, Testamentary Department may be directed to amend Letters of Administration issued on 11th May 2023 in above petition, as per amended petition.”

4. Amendment be carried out within two weeks from today.
5. Re-verification is dispensed with.
6. Department to take consequential steps in the matter.

(MANISH PITALE, J.)

Minal Parab