

Before: Shri S. S. Agate
Addl. Registrar (O.S.) /
Addl. Prothonotary and Senior Master

Date : 25th September, 2024

CALLED FOR DIRECTION:

21. TP/596/2024
[Original]
with
WILL/250/2024

) Ms. Kavita Mungse, Adv. i/b. Yatin R. Shah for the
) Petitioner.
)

) P. C. : 1. Perused Petition. Heard Ld. Advocate
) for the Petitioner. This Petition is for Probate
) of Last Will and Testament of the deceased
) filed by the Petitioner Pravin Ratnakar
) Bastikar being the sole Executor named
) under the Will of the deceased. Deceased
) Ganpat Pandurang Sankhe said to have died
) at Mumbai on 19.08.2018. Copy of Death
) Certificate is annexed to the Petition. Copy
) of Aadhaar Card of the deceased as ID
) Proof is annexed to the petition.
)

) 2. Ms. Mungse, Advocate for the Petitioner
) submits that deceased left behind him last
) Will and Testament which was duly
) executed at Mumbai on 08.11.2012. The
) said Will is in Marathi language. The Ld.
) Adv. for the petitioner has filed affidavit
) dated 30.08.2024 for translation of the Will.
)

) 3. Ms. Mungse, Advocate for the Petitioner
) submits that deceased was governed under
) the Hindu Succession Act, 1956. It is
) submitted that the parents of the deceased
) predeceased the deceased. Deceased has no
) other son and no other daughter. Deepak
) Ganpat Sankhe, son of the deceased expired
) since deceased Exh. E is a copy of the death
) certificate copy of his death certificate. Save
) and except as mentioned in para -9, there

) are no other legal heirs and next of kin left
) by the deceased. The Ld. Adv. for the
) Petitioner submits that the Petitioner was
) not aware about legal representation to be
) made for obtaining Probate. The Petitioner
) is recently advised to file this Petition for
) Probate for administering the estate of the
) deceased. The delay caused in filing this
) Petition may, therefore, be condoned. Thus,
) the delay is explained.
)

) 4. Petitioner's Oath is filed. Consent
) Affidavits of wife, two sons and daughter,
) one granddaughter and one grandson of
) the deceased as mentioned in para 9 are on
) record. Affidavits of Kashinath Narayan
) Keni, Prashant Damodar Dhattrak and Dr.
) Bhushan Damodar Pimple, all the three
) attesting witnesses to the Will are filed.
) Affidavit of service of General Citation is
) filed. All other legal formalities are complied
) with. Hence, Petition is granted.
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) 5. Office to issue Probate as prayed
) after verifying whether any Cross Petition or
) Caveat is filed.
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25.09.2024

**Addl. Registrar (O.S.) /
Addl. Prothonotary and Senior Master**