

ary

Before: Shri S. S. Agate

Addl. Registrar (O.S.) /

Addl. Prothonotary and Senior Master

Date : 9th July 2024.

CALLED FOR COMPLIANCE :

13. TP/2144/2024

) Ms. Anita Manjalkar, Advocate for the Petitioner.

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) **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 Mukesh Dhanjibhai Daftery,
) being the Sole Executor named under the Will
) of the deceased. Deceased Indumati
) Dhanjibhai Daftery, said to have died at
) Mumbai on 10.10.2017. Copy of death
) certificate is annexed to the Petition. For
) identification proof of the deceased, copy of
) Aadhar Card is annexed to the Petition.

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2. Ms. Manjalkar, Advocate for the Petitioner
submits that deceased left behind her last Will
and Testament which was duly executed at
Mumbai on 01.09.2017. The said Will is in
English language.

3. Ms. Manjalkar, Advocate for the Petitioner
submits that deceased was governed under the
Hindu Succession Act 1956. It is submitted that
the parents and husband of the deceased
predeceased the deceased. It is submitted that
no female child born out of said wedlock. Save
and except as mentioned in para – 8, there are
no other legal heirs and next of kins left by the
deceased. The Ld. Advocate for the Petitioner
submits that Petitioner being layman was not
aware of procedure. There is delay in filing the
present Petition for genuine reason. It is also
submitted that Petitioner was not aware that
Probate should be obtained in respect of the

