

ary

Before: Shri S. S. Agate

Addl. Registrar (O.S.) /

Addl. Prothonotary and Senior Master

Date : 5th April, 2024.

CALLED FOR COMPLIANCE:

27. TP/35/2024
(ECHCBM02111132023)

) **Ms. Chitrangada Singh i/b Clove Legal, Advocate**
) **for the Petitioner.**
)

) **P.C.:** 1. Perused Petition which is filed online.
) Heard Ld. Advocate for the Petitioner. This
) Petition is for Probate of Last Will and
) Testament of the deceased filed by the
) Petitioner Navaz Adi Hilloowala, being one of
) the Executors named under the Will of the
) deceased. Deceased Nadir Pirojsha Dalal, said
) to have died at Mumbai, on 29.12.2021. Copy
) of death certificate is annexed to the Petition.
) Identification proof of the deceased i.e. copy of
) Aadhar Card is annexed to the Petition.
)

) 2. Ms. Singh, Advocate for the Petitioner
) submits that deceased left behind him last Will
) and Testament which was duly executed at
) Mumbai on 16.12.2021. The said Will is in
) English language.
)

) 3. Ms. Singh, Advocate for the Petitioner
) submits that deceased was governed under the
) Indian Succession Act applicable to Parsis. It
) is submitted that the parents of the deceased
) predeceased the deceased. The wife of the
) deceased died on 31.12.2022 and Exhibit – C
) to the Petition is the copy of death certificate
) of the wife of the deceased. The wife of the
) deceased was survived by one son and two
) daughters only. The deceased had no other
) son and no other daughter. Save and except
) as mentioned in para – 8, there are no other
) legal heirs left by the deceased.
)

) 4. Petitioner's Oath is filed. The other
) Executors, Farhad Nadir Dalal and Veera
) Himachal Das have filed their Affidavits dated
) 08.08.2023 and 22.06.2023 respectively
) renouncing their rights as Executors. Consent
) Affidavits of son and daughter of the deceased
) as mentioned in para – 8 are on record.
) Affidavit of Adi Hilloowala s/o Manek
) Hilloowala, one of the attesting witness to the
) Will is filed. Affidavit of service of General
) Citation is filed. All the Affidavits are also
) filed online. 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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05.04.2024

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