

Before: Shri S. S. Agate

Addl. Registrar (O.S.) /

Addl. Prothonotary and Senior Master

Date : 10th July, 2024

CALLED FOR DIRECTION:

25. TP/242/2024
[Original]
(ECHCBM02083842023)
with
WILL/54/2024

) Mr. Kunal Jadhav, Adv. for Petitioners.

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P. C. : 1. Perused Petition which is filed online.
Heard Ld. Advocate for Petitioners. This
Petition is for Probate of Last Will and
Testament of the deceased filed by
Petitioners Ritu Rajesh Sawant and Rajesh
Vasant Sawant being both the Executors
named under the Will of the deceased.
Deceased Hanumant Dattoo Khumbhar @
Hanmant Dattu Kumbhar said to have died
at Shamgaon, Karad, District Satara on
27.11.2017. 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. Mr. Jadhav, Advocate for the Petitioner
submits that deceased left behind him last
Will and Testament which was duly
executed and registered at Mumbai on
07.04.2016. The said Will is in English
language.

3. Mr. Jadhav, 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. The deceased has
wife and One son. 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 states that late
) Hanumant Dattoo Khumbhar @ Hanmant
) Dattu Kumbhar died on 27th day of
) November, 2017. There is delay of 6 years in
) filing the present Petition before this Hon'ble
) Court and the same is not intentional nor
) deliberate and the said delay deserves to be
) condoned in the interest of justice. Thus, the
) delay is explained.
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) 4. Petitioner's Oath is filed. Consent
) Affidavits of wife and son of the deceased
) as mentioned in para 9 are on record.
) Affidavit of Mahendra Prajapati, one of the
) attesting witness to the Will is filed.
) Affidavit of service of General Citation is
) filed. All Affidavits are 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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10.07.2024

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