

Before: Shri S. S. Agate

Addl. Registrar (O.S.) /

Addl. Prothonotary and Senior Master

Date : 3rd May, 2024

CALLED FOR DIRECTION:

**34. TP/297/2024
(ECHCBM02078802023)
with
WILL/97/2024**

) **Mr. Abhishek Singh, Adv. i/b. Pankaj R. Dubey for the**
) **Petitioner.**

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)
) 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 Vijay Rajmal Jhaveri being one of
) the Executor named under the Will of the
) deceased. Deceased Rajmal Motilal Jhaveri
) said to have died at Mumbai on 04.06.2020.
) Copy of Death Certificate is annexed to the
) Petition. Identification proof of the
) deceased i.e. Copy of Aadhaar Card is
) annexed to the Petition.
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) 2. Mr. Singh, Advocate for the Petitioner
) submits that deceased left behind him last
) Will and Testament which was duly
) executed at Mumbai on 12.02.2020. The
) said Will is in English language.
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) 3. Mr. Singh, Advocate for the Petitioner
) submits that deceased was governed under
) the Hindu Succession Act, 1956. It is
) submitted that the parents and wife of the
) deceased predeceased the deceased.
) Exhibit "E" to the petition is the copy of
) death certificate of wife of the deceased.
) The Deceased had three sons and one
) daughter. Save and except as mentioned in
) para – 9, there are no other legal heirs left
) by the deceased.
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-) 4. Petitioner's Oath is filed. The other two
) Executors Shirish Jhaveri and Sunil Jhaveri
) have filed their affidavits dated 21st April
) 2023 renouncing their rights as Executors.
) Consent Affidavits of two sons and one
) daughter of the deceased as mentioned in
) Para 9 are on record. Affidavit of Shirish
) Rajmal Jhaveri, 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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03.05.2024

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