

BEFORE : MRS. R. V RANE
COMPANY REGISTRAR /
TESTAMENTARY REGISTRAR
DATE: 07th FEBRUARY, 2024

FIRST ON BOARD :

12	TP/349/2024	)	Ms. Sheetal Shah i/b. Mehta & Girdharlal,
		)	Advocate for petitioner.
	(ECHCBM0218448	)	
	2023)	)	P.C.: 1. Perused Petition. Heard Ld. Advocate for
		)	petitioner. Advocate for the petitioner submits
		)	that death certificate of the deceased was not
		)	available and the office has raised query for the
		)	same. By order dated 18.01.2024 (CORAM :
		)	MANISH PITALE J.) the said objection is waived.
		)	Hence, the petition can be proceeded ahead.
		)	
		)	2. Advocate for the petitioner submits that
		)	this petition is for Succession Certificate in
		)	respect of certain Securities belonging to the
		)	deceased viz. Balubhai Chhaganlal Bhanji, who
		)	died at Mumbai on 27.12.1954.
		)	
		)	2. Advocate for the petitioner submits that the
		)	said Deceased did not have a fixed place of
		)	residence however at the time of his death
		)	resided at A M Zaver 122 Dhabbu Street Bombay
		)	-400003. He died a bachelor in Mumbai,
		)	however left property in Mumbai, State of
		)	Maharashtra and elsewhere in India.
		)	
		)	3. Advocate for petitioner submits that the
		)	legal heirs left behind the deceased surviving as
		)	his only heirs next-of-kin according to Hindu
		)	Succession Act, 1956 are mentioned in para no.
		)	4 of the said petition.
		)	
		)	4. Advocate for petitioner submits that the
		)	said deceased died intestate and that due and
		)	diligent search has been made for Will but none
		)	has been found.

- a. Office to Issue General Notice within two weeks from the date of uploading of this order.
- b. Advocate for the petitioner to file ID proof of the deceased within two weeks from today.
- c. Advocate for the petitioner to file Affidavit of Service of General Notice and also effect service upon non-consenting legal heirs, if any as per Rules 399 and 400 of the Bombay High Court Original Side Rules and also justify surety of non-consenting legal heirs and furnish Administration Bond within one week thereafter.
- d. Office to verify if any cross petition is filed, if cross petition is filed, then take steps to place before the Hon'ble Court under Rule 407 of High Court Original Side Rules.
- e. List the matter on 28th February, 2024 for compliance.

COMPANY REGISTRAR /
TESTAMENTARY REGISTRAR

