

Santosh

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
TESTAMENTARY AND INTESTATE JURISDICTION**

**TESTAMENTARY PETITION NO. 541 OF 2024
WITH
WILL NO. 245 OF 2024**

Pankaj Anopram Bhatt ...Petitioner

Anopram Mavji Bhatt ...Deceased

Mr. Adil Parsurampur, i/b Laxman Jain, for the Petitioner.

CORAM: N. J. JAMADAR, J.

DATED : 23rd AUGUST, 2024

PC:-

1. Heard the learned Counsel for the petitioner.
2. This petition is filed for grant of Letters of Administration with Will annexed to the property and credits of Anopram Mavji Bhatt (the deceased). The petitioner is the son of the deceased. Jatin Bhatt, the son of the petitioner and the grandson of the deceased is the sole beneficiary under the Will.
3. The department has raised an objection that Jatin Bhatt being the sole beneficiary under the Will, the petition for grant of Letters of Administration ought to have been filed by the said beneficiary and not the petitioner. The petitioner has thus moved the Court for dispensing with the office objection.

4. Jatin Bhatt has filed an affidavit. It is affirmed that on account of his busy work schedule he could not file the petition for grant of Letters of Administration. The petitioner is the father of Jatin, the beneficiary. Jatin has no objection to the grant of Letters of Administration with the Will annexed, without service of citation upon him.

5. In view of the aforesaid affidavit and having regard to the fact that the petitioner is the son of the deceased and father of the sole beneficiary under the Will, the office objection deserves to be dispensed of.

6. Office objection stands dispensed with.

7. The testamentary petition be now proceeded with in accordance with law.

8. If there is any other office objection/requisition or any action is required to be taken by the petitioner pursuant to order dated 22nd February, 2024, six weeks time is granted to the petitioner to take the requisite action.

[N. J. JAMADAR, J.]