

ary

Before: Shri S. S. Agate

Addl. Registrar (O.S.) /

Addl. Prothonotary and Senior Master

Date : 15th July 2024.

CALLED FOR COMPLIANCE:

41. TP/966/2024
[Original]
(ECHCBM02081152023)

) **Mr. Suyash Kalbhor i/b B. G. Saraf, Advocate 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 Francis
) George Fernandes, being the Sole Executor
) named under the Will of the deceased.
) Deceased John Baptist Fernandes, said to have
) died at Mumbai on 18.09.2020. Copy of death
) certificate is annexed to the Petition. For
) identification proof of the deceased, copy of
) Aadhar Card is annexed to the Petition.
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) 2. Mr. Kalbhor, Advocate for the Petitioner
) submits that deceased left behind him last Will
) and Testament which was duly executed at
) Mumbai on 22.02.2014. The said Will is in
) English language.
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) 3. Mr. Kalbhor, Advocate for the Petitioner
) submits that deceased was governed under the
) Indian Succession Act 1925 applicable to
) Christians. It is submitted that the parents
) and wife of the deceased predeceased the
) deceased. Save and except as mentioned in
) para – 8, there are no other legal heirs and
) next of kins left by the deceased.
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) 4. Petitioner's Oath is filed. Consent Affidavits
) of son, two daughters, daughter-in-law, grand
) daughter and grand son of the deceased as
) mentioned in para – 8 are on record.
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) Affidavits of Colin Pinto and Arun S. Shetty,
) both the attesting witnesses to the Will are
) filed. Affidavit of service of General Citation is
) filed. All the 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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15.07.2024

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