

Before: Shri S. S. Agate

Addl. Registrar (O.S.) /

Addl. Prothonotary and Senior Master

Date : 19th June, 2024

CALLED FOR DIRECTION:

1. TP/984/2024

) **Ms. Sanaea Umrigar, Adv. for 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 Pradeep Ahuja s/o Indersain
) Ahuja, being the sole Executor named under
) the Will of the deceased. Deceased Nitin
) Krishan Luthra said to have died at Mumbai
) on 23.05.2023. Copy of Death Certificate is
) annexed to the Petition. Copy of Aadhaar
) Card of the deceased as ID Proof is annexed
) to the petition.
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) 2. Ms. Umrigar, Advocate for the Petitioner
) submits that deceased left behind him last
) Will and Testament which was duly
) executed at Mumbai on 04.09.1990. The
) said Will is in English language.
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) 3. Ms. Umrigar, 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
) was married to Sumeet Bakshi (nee) on 13th
) December 1986. The Deceased divorced
) Sumeet Bakshi (nee) on 11th July 1990. A
) copy of the Divorce Decree dated 11th July
) 1990 is annexed to the petition. Out of their
) wedlock, they had no children. The mother
) of the Deceased named Late Pushpa Krishna

) Kumar Luthra predeceased the Deceased on
) 1st November 2020. Exhibit 'A2' to the
) petition is a copy of Death Certificate dated
) 17th November 2020 of Late Pushpa Krishna
) Kumar Luthra, the deceased. Save and
) except as mentioned in para –8, there are no
) other legal heirs and next of kin left by the
) deceased.
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) 4. Petitioner's Oath is filed. Consent
) Affidavit of sister of the deceased as
) mentioned in para 8 is on record. Affidavit
) of Anuj Malik, 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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19.06.2024

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