

BEFORE : MRS. R. V. RANE
COMPANY REGISTRAR /
TESTAMENTARY REGISTRAR
DATE: 06th APRIL, 2024

CALLED FOR DIRECTION :

11 TP/866/2024) None present for parties.
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(ECHCBM020155) **P.C.:** 1. Perused the Petition. This petition is for
) Succession Certificate in respect of certain
62024) **Securities** belonging to the Deceased no. (1)
) viz. Karia Kanjibhai Devkaran, who died at
) Mumbai on 09.11.1988. Copy of death
) certificate is annexed at Exhibit- 'A' to the
) petition.
) Deceased no. (2) viz. Rukmini alias
) Ruxmani/ Rukhmani Kanji Karia, who died at
) Mumbai on 30.08.2002. Copy of death
) certificate is annexed at Exhibit- 'A-1' to the
) petition. As no identification proof is available,
) Advocate for Petitioner has filed Affidavit dated
) 15.01.2024 for providing documentary proof of
) the both the deceased. The same is accepted.
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) 2. Upon perusal of petition, it is noticed that
) both the said Deceased ordinarily resided at
) Maheshwar Dham, Plot No.2, 1st Floor, R.B.
) Mehta Road, Ghatkopar (E), Mumbai - 400077,
) andlor left property within Greater Bombay and
) in the in the State of Maharashtra
)
) 3. Upon perusal of petition, it is noticed that
) the legal heirs left behind by both 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.
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) 4. Upon perusal of petition, it is noticed that
) both deceased died intestate and that due and
) diligent search has been made for Will but none
) has been found.
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6. In the aforesaid circumstances, I pass the following order:

- a. Office to Issue General Notice within two weeks from the date of uploading of this order.
- b. 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.
- c. 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.
- d. List the matter on 12.06.2024 for compliance.

COMPANY REGISTRAR /
TESTAMENTARY REGISTRAR