

Before: Shri S. S. Agate

Addl. Registrar (O.S.) /

Addl. Prothonotary and Senior Master

Date : 19th July, 2024

CALLED FOR DIRECTION:

49. TP/1016/2024) Ms. Neha Umesh Mishra, Adv. i/b. Karan Gandhi for
[Original]) Petitioners.
(ECHCBM02194932023))
with)
WILL/327/2024)
) P. C. : 1. Perused Petition which is filed online.
) Heard Ld. Advocate for Petitioners. This
) Petition is for Probate of Last Will and
) Testament of the deceased filed by
) Petitioners Bhavana Naresh Vora and
) Unnati Chetan Gosalia being the
) Executrices named under the Will of the
) deceased. Deceased Kundanlal Chaganlal
) Shah said to have died at Mumbai on
) 09.07.2018. Copy of Death Certificate is
) annexed to the Petition. Copy of Aadhaar
) Card of the deceased as ID Proof is annexed
) to the petition.
)
) 2. Ms. Mishra, Advocate for Petitioners
) submits that deceased left behind him last
) Will and Testament which was duly
) executed and registered at Mumbai on
) 20.02.2018. The said Will is in English
) language.
)
) 3. Ms. Mishra, Advocate for Petitioners
) submits that deceased was governed under
) the Hindu Succession Act, 1956. It is
) submitted that the Parents and wife of the
) deceased predeceased the deceased.
) Deceased. The said deceased died leaving
) behind six married daughters and no son .
) Save and except as mentioned in para -6,

) there are no other legal heirs and next of
) kin left by the deceased. The Ld. Adv. for the
) Petitioner submits that the delay in making
) present Petition is on account of the fact
) that Petitioners were ignorant and unaware
) of obtaining any legal representation. Hence
) this Hon 'ble Court in the interest of justice
) may condone the delay. Thus, the delay is
) explained.

) 4. Petitioners' Oath is filed. Consent
) Affidavits of four married daughters of the
) deceased as mentioned in para 6 are on
) record. Affidavits of Ms. Disha Naresh Vora,
) and Ms. Nilomi Rohit Shah, both the
) attesting witnesses to the Will are 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.

) 5. Office to issue Probate as prayed
) after verifying whether any Cross Petition or
) Caveat is filed.
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19.07.2024

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