

ary

**Before: Shri S. S. Agate**

Addl. Registrar (O.S.) /

Addl. Prothonotary and Senior Master

Date : 14<sup>th</sup> August 2024.

**CALLED FOR COMPLIANCE :**

12. TP/1041/2024  
[Original]  
(ECHCBM02226112023)

) **Ms. Shaanayaa Kapoor i/b Mulla and Mulla and CBC,**  
) **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 Dr. Rajendra Achyut Badwe, being  
) the Sole Executor named under the Will of  
) the deceased. Deceased Shubhalaxmi Shivaji  
) Bhave, said to have died at Mumbai on  
) 12.04.2023. 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. Ms. Kapoor, Advocate for the Petitioner  
) submits that deceased left behind her last Will  
) and Testament which was duly executed at  
) Mumbai, on 22.05.2022. The said Will is in  
) English language.  
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) 3. Ms. Kapoor, Advocate for the Petitioner  
) submits that deceased was governed under the  
) Hindu Succession Act 1956. It is submitted  
) that the deceased died as Spinster. The parents  
) of the deceased have pre-deceased to the  
) deceased. The Petitioner further states the  
) Legal heirs of the deceased as specified in  
) Section- 15(1) clause- (d) and (e) read with  
) section-8 of Hindu Succession act, 1956, and  
) their whereabouts is not known to the  
) Petitioner. The Petitioner tried to search the  
) names and whereabouts of the Legal heirs of  
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) the deceased from her paternal side and  
) maternal side from family friends but despite  
) due and diligent search the Petitioner could  
) not find the same.  
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) 4. Petitioner's Oath is filed. There is Affidavit  
) of publication dated 24.07.2024 for  
) publication of citation in two newspapers.  
) Affidavit of Prabha Narayanaswamy, one of the  
) attesting witness to the Will is filed. Affidavit  
) of service of General Citation is filed. All the  
) Affidavits are also 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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14.08.2024

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