

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

CALLED FOR DIRECTION :

47 TP/1059/2024)
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)
(ECHCBM020270)
12024))

Mr. Manoj Ghadge i/b. Ms. Priyal G. Sarda,
Advocate for petitioner.

- P.C.:** 1. Perused Petition. Heard Ld. Advocate for petitioner. This petition is for Succession Certificate in respect of certain **debts and securities** belonging to the deceased viz. Sakina Hasanali Karim Lakhani, who died as a spinster at Mumbai on 25.10.2012. Copy of death certificate is annexed at Exhibit- 'A' to the petition. Copy of Identification proof of deceased is already annexed at Exhibit- 'B' to the petition.
2. Advocate for petitioner submits that the said deceased ordinarily resided at 59, Samuel Street, Almadina, 3rd Floor, Room No. 10, Mumbai 400009, and/or left property within Greater Mumbai in the State of Maharashtra.
3. Advocate for petitioner submits that the legal heirs left behind the deceased surviving as his only heirs next-of-kin according to Muslim Law, which is mentioned in para no. 4 of the said petition.
4. Advocate for petitioner submits that the said deceased died intestate and that due and diligent search has been made for Will but none has been found.

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 14.06.2024 for compliance.

**COMPANY REGISTRAR /
TESTAMENTARY REGISTRAR**