

**BEFORE : MR. DILIP S. GURAV,
FIRST ASSISTANT MASTER
Date: 27th June, 2024**

CALLED FOR COMPLIANCE :

2 TP/1119/2024) Ms. Jyoti Badgujar i/b. S. U. Lakdwala, Advocate for
) petitioner
)
)
) **P.C.:** 1. Perused Petition. Heard Ld. Advocate for petitioner.
) This petition is filed by petitioner being Sole legatee
) named under the Will executed by Suma Harshan
) Kollara (herein after the same is referred to as
) Testatrix”), for grant of Letters of Administration with
) Will annexed. Testatrix said to have died on 2nd May,
) 2019 at Hackney, London. Petitioner filed the copy of
) death certificate (which is annexed to petition as
) Exhibit-A), identity proof of the testatrix (which is
) annexed to petition as Exhibit-A-1), Will, petitioner's
) oath, affidavits of legal heirs of the testatrix.
)
) 2. The petitioner has explained the delay in para 8 of
) the petition as per Rule 382 of the Bombay High Court
) (Original Side) Rule, 1980(for short “Rules”).
)
) 3. The testatrix has not appointed executor to execute
) the Will. The petitioner is being Sole legatee named
) under the Will. Hence, petition is tenable.
)
) 4. Petitioner stated that the testatrix left behind her
) last Will and Testament which was duly executed at
) Mumbai on 20th January, 2018 in English language. Ld.
) Advocate for petitioner submits that the original Will is
) handed in separately for being filed and kept in a safe
) place in the Office of the Prothonotary and Senior
) Master, High Court, Bombay.
)
) 5. Petitioner states that parents of testatrix were
) predeceased to her and testatrix was survived by legal
) heirs shown in the paragraph No. 8 of the petition, as
) per the provisions of the Hindu Succession Act, 1956.
) Testatrix died leaving behind her husband namely
) Harshan Kollara Sankarakutty and two sons namely
) Nandkumar H. Kollara – Petitioner herein and Jaihari
) H. Kollara. Consent Affidavit of Harshan Kollara
) Sankarakutty dated 15.11.2023 and2

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9. Petitioner has executed the administration Bond dated 14.06.2024, in the prescribed format. Hence, following order:

ORDER

1) Petition is granted.

2) Office to issue Letters of Administration with Will annexed as per the provisions of the Indian Succession Act, 1925 to the petitioner and upon satisfaction that the administration Bond is properly executed, as per the Rules.

3) Before issuance of above said Letters of Administration with Will, the office to verify that there is no cross Petition is pending or caveat is filed. Office to act accordingly

27.06.2024

FIRST ASSISTANT MASTER