

Before: Shri S. S. Agate

Addl. Registrar (O.S.) /

Addl. Prothonotary and Senior Master

Date : 28th August, 2024

CALLED FOR DIRECTION:

17. TP/1324/2024
[Original]
(ECHCBM02009772024)
with
WILL/468/2024

) Mr. Manoj M. Mane, Adv. 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 Levito Lourenco Zuzarte S/o.
Athanasio Zuzarte being the sole surviving
Executor named under the Will of the
deceased. Deceased Maurice Zuzarte S/o.
Reginald Zuzarte alias Maurice Reduzindo
Zuzarte alias Maurice Reduzijdo Zuzarte
said to have died at Parra, Goa, on
07.09.2023. 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. Mr. Mane, Advocate for the Petitioner
submits that deceased left behind him last
Will and Testament which was duly
executed at Mumbai on 21.02.2015. The
said Will is in English language.

3. Mr. Mane, Advocate for the Petitioner
submits that deceased was governed under
the Indian Succession Act, 1925 applicable
to Christians. It is submitted that the Parents
of the deceased predeceased the deceased.
the deceased died as Bachelor. 1bat the

) parents of the deceased have pre-deceased
) to the deceased. 1bat the deceased
) had only One Brother viz. Athanacio Alex
) Zuzarte alias Athanasio Reginald Zuzarte,
) pre-deceased the deceased, died on
) 12/08/1998. Exhibit "D" to the petition is a
) true copy of the death certificate of Brother
) of the deceased. That the said Athanacio
) Alex Zuzarte alias Athanasio Reginald
) Zuzarte, had Two Sons only. 1bat the said
) Athanacio Alex Zuzarte alias Athanasio
) Reginald Zuzarte, had no Daughter and no
) other Son. That the deceased had no Sister
) and no other Brother. Save and except as
) mentioned in para -8, there are no other
) legal heirs and next of kin left by the
) deceased.
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) 4. Petitioner's Oath is filed. The other
) executor Reenie Levito Zuzarte expired and
) Exh. C to the petition is a copy of his death
) certificate. Consent Affidavit of nephew viz.
) Lyell Zuzarte S/o. Athanasio Zuzarte of the
) deceased as mentioned in para 8 is on
) record. Affidavit of Austin Dharmai S/o.
) Charles Dharmai, one of the attesting
) witness to the Will is 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.
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) 5. Office to issue Probate as prayed
) after verifying whether any Cross Petition or
) Caveat is filed.

28.08.2024

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