

Before: Shri S. S. Agate

Addl. Registrar (O.S.) /

Addl. Prothonotary and Senior Master

Date : 07th August 2024.

CALLED FOR COMPLIANCE :

14. TP/1421/2024

(ECHCBM02007452024)

WITH

WILL/532/2024

) Ms. Urvi Patel i/b. M/s. M M Patel & Co., for the
) petitioner.

)
) 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. Mukesh Jayantilal Kwadia, being
) the Sole Executor named under the Will of the
) deceased. Deceased Nalini Jayantilal Kuvadia,
) said to have died at Mumbai on 24.06.2023.
) Copy of death certificate is annexed to the
) Petition. For identification proof of the
) deceased, copy of Aadhaar Card is annexed to
) the Petition.
)

)
) 2. Ms. Patel, Advocate for the Petitioner
) submits that deceased left behind her last Will
) and Testament which was duly executed at
) Mumbai on 28.03.2013. The said Will is in
) English language.
)

)
) 3. Ms. Patel, Advocate for the Petitioner
) submits that deceased was governed under the
) Hindu Succession Act 1956. It is submitted that
) both the parents of the said deceased,
) pre-deceased the said deceased. The Petitioner
) states that save and except those mentioned
) hereinabove the deceased had no other legal
) heirs. The husband of the deceased has
) consented for the grant of the Probate to the
) Petitioner. Save and except as mentioned in
)

) para – 10, there are no other legal heirs left by
) the deceased.
)

) 4. Petitioner's Oath is filed. Consent Affidavit
) of husband of the deceased as mentioned in
) para – 10 is on record. There is Affidavit of
) Service is filed by the Sheriff's Office dated
) 24th July, 2024 showing the service upon the
) daughter of the deceased. The said packet
) containing citations is received unclaimed. The
) Ld. Advocate for the petitioner submits that
) unclaimed is a good service. Affidavit of Abhay
) Das, 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.
)

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

07.08.2024

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