

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

Addl. Registrar (O.S.) /

Addl. Prothonotary and Senior Master

**Date : 6<sup>th</sup> September, 2024**

**CALLED FOR DIRECTION:**

71. TP/1754/2024  
[Original]  
(ECHCBM02223112023)  
with  
WILL/642/2024

) Ms. Aazmin Bachana, Adv. i/b. Mulla & Mulla & CBC 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 Vibhav Ramrao Sanzgiri being  
) one of the Executors named under the Will  
) of the deceased. Deceased Dinanath  
) Ganpatrao Wagle said to have died at  
) Mumbai on 16.10.2022. Copy of Death  
) Certificate is annexed to the Petition. Copy  
) of Aadhaar Card of the deceased as ID  
) Proof is annexed to the petition.

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) 2. Ms. Bachana, Advocate for the Petitioner  
) submits that deceased left behind him last  
) Will and Testament which was duly  
) executed at Mumbai on 24.06.2010. The  
) said Will is in English language.

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) 3. Ms. Bachana, Advocate for the Petitioner  
) submits that deceased was governed under  
) the Hindu Succession Act, 1956. It is  
) submitted that the Parents of the deceased  
) predeceased the deceased. The deceased  
) had 2 sisters and 2 brothers out of which  
) one sister and two brothers, pre-deceased  
) the deceased. One sister of the deceased.  
) viz. Mrs. Kunda Ramrao Sanzgiri, pre-  
) deceased the deceased on 12th May, 2005.

) Two brothers of the deceased Mr. Dattatraya  
) Ganpatrao Wagle and Mr. Kashinath  
) Ganpatrao, Wagle pre-deceased the  
) deceased on 24th January, 2020 and 9<sup>th</sup>  
) April, 1973, respectively. EXHIBITS "G", "H"  
) and " I" to the petition are copies of the  
) Death Certificates of Mrs. Kunda Ramrao  
) Sanzgiri, Mr. Dattatraya Ganpatrao Wagle  
) and Mr. Kashinath Ganpatrao Wagle,  
) respectively. Save and except as mentioned  
) in para -9, 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 has filed Affidavit Mr. A. C.  
) Shende, relinquishing / renouncing his  
) rights as Executors. Consent Affidavits of  
) brother and sister of the deceased as  
) mentioned in para 9 are on record. Affidavit  
) of Hemant Raghunath Powale, 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.  
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06.09.2024

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