

Before: Shri S. S. Agate

Addl. Registrar (O.S.) /

Addl. Prothonotary and Senior Master

Date : 22nd October, 2024

CALLED FOR DIRECTION:

16. TP/1784/2024
[Original]
(ECHCBM02235532023)
with
WILL/651/2024

) Mr. Anand L. Tiwari, 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 Manish Gajanan Surve being the
sole Executor named under the Will of the
deceased. Deceased Vaishali Govind Pawar
(maiden name Sugandha Balkrishna
Indulkar), said to have died at Mumbai on
24.09.2021. 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. Tiwari , Advocate for the Petitioner
submits that deceased left behind her last
Will and Testament which was duly
executed and registered at Mumbai on
18.10.2019. The said Will is in Marathi
language. The official English translation of
the Will is on record.

3. Mr. Tiwari, Advocate for the Petitioner
submits that deceased was governed under
the Hindu Succession Act, 1956. It is
submitted that the Deceased died as
issueless. The Husband of the Deceased viz:
Govind Laxman Pawar died on 07-05-2018
and has Pre-deceased the Deceased. Exhibit

) "E" to the petition is the true copy of Death
) Certificate of Govind Laxman Pawar along
) with marked as Exhibit-"E1" its true
) translation. The Parents of the Husband of
) the Deceased Pre-deceased the Deceased.
) The Husband of the deceased had one
) Brother and one Sister, out of them one
) Sister viz: Sundarabai Babaji Vichare also
) pre-deceased the deceased since long back
) and only one Brother who is mentioned in
) table is surviving. That the Husband of the
) deceased had no other Brother and no other
) Sister. 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. There is
) affidavit of service dated 16.10.2024 filed
) by sheriff office showing service of citation
) upon the non consenting brother in law of
) the deceased as mentioned in Para 9.
) Affidavit of Chandrakant Krishnaji Desai,
) one of the attesting witnesses 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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22.10.2024

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