

ary

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

Addl. Registrar (O.S.) /

Addl. Prothonotary and Senior Master

Date : 19th August 2024.

CALLED FOR SPEAKING TO THE MINUTES:

7. TP/1848/2024

[Original]

((ECHCBM02040142024))

) **Mr. Harshad M. Deshpande, Advocate for the**
) **Petitioner.**

) **P.C.:** Suo-Moto

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)
) 1. Office has informed that while preparing
) the grant, in order dated 08.08.2024, the
) word photocopy is not mentioned in 3rd
) line, para – 1 before the words “of Last
) Will and Testament”.

)
) 2. Hence, in order dated 08.08.2024, the
) word photocopy is added in 3rd line, para –
) 1, before the words “of Last Will and
) Testament.” Rest of the order remains as it
) is.

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) 3. Removed from the board. Office to
) correct the draft of Probate accordingly.

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) For the sake of convenience, the corrected
) order dated 08.08.2024 read as under ;

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) 4. Perused Petition which is filed online.
) Heard Ld. Advocate for the Petitioner. This
) Petition is for Probate of **photocopy** of Last
) Will and Testament of the deceased filed by
) the Petitioner Dinesh Ashok Patil, being the
) Sole Executor named under the Will of the
) deceased. Deceased Kiran Madhukar Mhatre,
) said to have died at Girgaum, on 19.01.2024.
) Copy of death certificate is annexed to the
) Petition. For identification proof of the

) deceased, copy of Aadhar Card is annexed to
) the Petition.
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) 5. Mr. Deshpande, Advocate for the Petitioner
) submits that deceased left behind him last Will
) and Testament which was duly executed at
) Mumbai on 05.12.2022. The said Will is in
) English language.
)

) 6. Mr. Deshpande, Advocate for the Petitioner
) submits that deceased was governed under the
) Hindu Succession Act 1956. It is submitted
) that the parents and elder brother of the
) deceased pre-deceased the deceased. The
) deceased was not having any sisters. The
) deceased died as a bachelor. Save and except
) as mentioned in para – 9, there are no other
) legal heirs left by the deceased.
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) 7. Petitioner's Oath is filed. There is Affidavit
) dated 23.05.2024 filed for publication of
) citation in two newspapers. Affidavit of Rajesh
) Somnath Nerkar, 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.
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) 8. Office to issue Probate as prayed after
) verifying whether any Cross Petition or Caveat
) is filed.
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19.08.2024

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