

Before: Shri S. S. Agate
Addl. Registrar (O.S.) /
Addl. Prothonotary and Senior Master

CALLED FOR COMPLIANCE:

) Mrs. Bina Shivhare , Advocate for the Petitioner.

2. Mrs. Shivhare, Advocate for the Petitioner submits that deceased left behind her last Will and Testament which was duly executed at Mumbai on 22.04.2004. The said Will is in English language.

3. Mrs. Shivhare, Advocate for the Petitioner submits that deceased was governed under the Hindu Succession Act 1956. It is submitted that the husband of the deceased Shamaldas Chhaganlal Vora is since deceased on 16/12/2019. Mother-in-law of the deceased predeceased the husband of the deceased. The deceased left no other sons and no other daughters. Save and except as mentioned in para – 9, there are no other legal heirs left by

) the deceased. The Ld. Advocate for the
) Petitioner submits that the Petitioner has
) recently traced out the original Will and so
) there is delay in filing the above Petition. The
) delay so caused may be condoned. Thus, the
) delay is explained.
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) 4. Petitioner's Oath is filed. The other
) Executor, Anil Shamaldas Vora has filed
) Affidavit dated 04.02.2024 reserving his rights
) as Executor. Consent Affidavits of two married
) daughters and son of the deceased as
) mentioned in para – 9 are on record. There is
) Affidavit of service dated 04.06.2024 filed by
) Sheriff's office upon non-consenting legal heir,
) Sudha Mukesh Bhalaria. Affidavit of Bharat
) Mohanlal Pathak, 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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) 5. Office to issue Probate as prayed after
) verifying whether any Cross Petition or Caveat
) is filed.
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01.07.2024

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