

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

Addl. Registrar (O.S.) /

Addl. Prothonotary and Senior Master

**Date : 9<sup>th</sup> August, 2024**

**CALLED FOR DIRECTION:**

12. TP/1876/2024  
[Original]  
(ECHCBM02022062024)  
with  
WILL/735/2024

) Ms. Tanmayee Salekar, 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 Kushal Ashok Shah being the sole  
Executor named under the Will of the  
deceased. Deceased Ashok Kantilal Shah  
alias A. K. Shah alias Ashok K. Shah said to  
have died at Mumbai on 12.01.2024. 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. Ms. Salekar, Advocate for the Petitioner  
submits that deceased left behind him last  
Will and Testament which was duly  
executed at Mumbai on 22.10.2023. The  
said Will is in English language.

3. Ms. Salekar, 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. Mother of the  
deceased pre-deceased the deceased on 4<sup>th</sup>  
October, 2018, a copy of death certificate is  
annexed Exhibit "E" to the petition. Father

) of the deceased pre-deceased the deceased  
) on 10<sup>th</sup> May, 1986 a copy of death  
) certificate is annexed Exhibit "F" to the  
) petition. Save and except as mentioned in  
) para -9, there are no other legal heirs and  
) next of kin left by the deceased.

) 4. Petitioner's Oath is filed. Consent  
) Affidavits of widow and married daughter  
) of the deceased as mentioned in para 9 are  
) on record. Affidavit of Vasant Agre, 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.

) 5. Office to issue Probate as prayed  
) after verifying whether any Cross Petition or  
) Caveat is filed.  
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09.08.2024

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