

Before: Shri S. S. Agate

Addl. Registrar (O.S.) /

Addl. Prothonotary and Senior Master

Date : 13th August, 2024

CALLED FOR DIRECTION:

25. TP/2052/2024	)	Ms. M. S. Patel, Adv. i/b. Monel M. Thakkar for the
[Original]	)	Petitioner.
(ECHCBM02037672024)	)	
with	)	
WILL/840/2024	)	
	)	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 Neelam Shishir Kothari alias
	)	Neelam Samir Soni being one of the
	)	Executors named under the Will of the
	)	deceased. Deceased Shishir Tarachand
	)	Kothari said to have died at Mumbai on
	)	13.11.2021. 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. Ms. Patel, Advocate for the Petitioner
	)	submits that deceased left behind him last
	)	Will and Testament which was duly
	)	executed and registered at Mumbai on
	)	02.05.2016. The said Will is in English
	)	language.
	)	
	)	3. Ms. Patel, 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 said
	)	deceased died leaving behind his wife, one
	)	son and one daughter. Save and except as
	)	mentioned in para -8, 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 Avsheen Shishir Kothari has filed
) his affidavit dated 29.01.2024 reserving his
) rights as executor. Consent Affidavits of wife
) and son of the deceased as mentioned in
) para 8 are on record. Affidavit of Winnefred
) James Pinto, 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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13.08.2024

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