

Before: Shri S. S. Agate

Addl. Registrar (O.S.) /

Addl. Prothonotary and Senior Master

Date : 12th July, 2024

CALLED FOR DIRECTION:

30. TP/2058/2024
[Original]
(ECHCBM02039402024)
with
WILL/831/2024

) Mr. Aishwary Manjrekar, Adv. i/b. Kavita Sharma for the
) Petitioner.

)
)

) 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 Pratima Tyagi alias Pratima
) Sudhir kumar Tyagi being the sole Executrix
) named under the Will of the deceased.
) Deceased Sudhir Kumar Tyagi son of Late
) Gambhir Singh Tyagi said to have died at
) Gurugram (Haryana), on 27.01.2018. Copy
) of Death Certificate is annexed to the
) Petition. Copy of Pan Card of the deceased
) as ID Proof is annexed to the petition.
)

) 2. Mr. Manjrekar, Advocate for the
) Petitioner submits that deceased left behind
) him last Will and Testament which was duly
) executed and registered at Gurgaon (now
) known as Gurugram), Haryana, on
) 18.07.2008. The said Will is in English
) language.
)

) 3. Mr. Manjrekar, 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 had no other son and no
) other daughter except mentioned above.

) Save and except as mentioned in para –8,
) there are no other legal heirs and next of
) kin left by the deceased. The Ld. Adv. for the
) Petitioner submits that That the delay in
) making present Petition in on account of the
) fact that Petitioner was ignorant and
) unaware of obtaining any legal
) representation. Now the Petitioner has been
) recently advice to obtain a legal
) representation. Hence this Hon'ble court in
) the interest of justice may condone the
) delay. Thus, the delay is explained.
)

) 4. Petitioner's Oath is filed. Consent
) Affidavits of son and married daughter of
) the deceased as mentioned in para 8 are on
) record. Affidavit of Vivek Kumar Tyagi, 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 expeditiously
) prayed after verifying whether any Cross
) Petition or Caveat is filed.
)
)
)
)
)
)
)
)
)

12.07.2024

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