

Before: Shri S. S. Agate

Addl. Registrar (O.S.) /

Addl. Prothonotary and Senior Master

Date : 13th August, 2024

CALLED FOR DIRECTION:

33. TP/2102/2024
[Original]
(ECHCBM02049142024)
with
WILL/860/2024

) Mr. Pierre Fernandes, Adv. i/b. Ivor D'Cruz 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 Callista Lily D'Cruz being the sole
) Executor named under the Will of the
) deceased. Deceased Joyce Marion Dias alias
) Joyce Clevis Dias alias Joyce Dias, said to
) have died at Mumbai on 04.12.2023. Copy
) of Death Certificate is annexed to the
) Petition. Copy of Aadhaar Card of the
) deceased as ID Proof is annexed to the
) petition.
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) 2. Mr. Fernandes, Advocate for the
) Petitioner submits that deceased left behind
) her last Will and Testament which was duly
) executed at Mumbai on 15.11.2023. The
) said Will is in English language.
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) 3. Mr. Fernandes, Advocate for the
) Petitioner submits that deceased was
) governed under the Indian Succession Act,
) 1925 applicable to Christians. It is submitted
) that the Parents of the deceased
) predeceased the deceased. The husband of
) the deceased also predeceased the deceased.
) The deceased had only one son and two
) daughters. 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. Consent
) Affidavits of daughter and son of the
) deceased as mentioned in para 8 are on
) record. Affidavit of Mr. Joaquim Gomes, 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**