

ary

Before: Shri S. S. Agate

Addl. Registrar (O.S.) /

Addl. Prothonotary and Senior Master

Date : 9th July 2024.

CALLED FOR COMPLIANCE :

15. TP/2148/2024
[Original]
(ECHCBM02060622024)

) Ms. Sujata Popalkar i/b Milind Shewale, Advocate 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 Sunil Nandkishore Newatia, being
) the Sole Executor named under the Will of the
) deceased. Deceased Sharda Nandkishore
) Newatia, said to have died at Mumbai on
) 12.01.2024. Copy of death certificate is
) annexed to the Petition. For identification
) proof of the deceased, copy of Aadhar Card is
) annexed to the Petition.
)

) 2. Ms. Popalkar, Advocate for the Petitioner
) submits that deceased left behind her last Will
) and Testament which was duly executed and
) registered at Mumbai on 22.08.2023. The said
) Will is in English language.
)

) 3. Ms. Popalkar, Advocate for the Petitioner
) submits that deceased was governed under the
) Hindu Succession Act 1956. It is submitted
) that the husband of the Deceased viz.
) Nandkishore Balkrishna Newatia pre-deceased
) the Deceased, died on 20.05.2021. Exhibit – F
) to the Petition is the copy of his death
) certificate. Deceased had only one son i.e. the
) Petitioner. The Deceased had no daughter.
) Therefore under Section 16 of the Hindu
) Succession Act, 1956 the Deceased survived by
) her son i.e. the Petitioner as her only heir and
)

) legal representative. Save and except as
) mentioned in para – 9, there are no other legal
) heirs and next of kins left by the deceased.
)
)
) 4. Petitioner's Oath is filed. Affidavit of Ishwar
) M. Patil, 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.
)
)
) 5. Office to issue Probate as prayed after
) verifying whether any Cross Petition or Caveat
) is filed.
)
)
)
)
)
)
)
)
)

09.07.2024

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