

BEFORE : MRS. R. V. RANE
COMPANY REGISTRAR /
TESTAMENTARY REGISTRAR
DATE: 03rd May, 2024

CALLED FOR DIRECTION :

73 TP/2206/2024) Ms. Jyoti Badgujar i/b S U Lakdawala Advocate for
(FCJUGRM020241) petitioner.

(ECHCBM020241

52024)

P.C. 1. Perused Petition. Heard Ld. Advocate for petitioner. This petition is for Succession Certificate in respect of certain **Securities** belonging to the deceased viz. Sahib Kaur W/o. Sardar Budh Singh alias Sahib Kour, who died at Amritsir on 30.04.1985. Copy of death certificate is annexed at Exhibit- 'A' to the petition. Copy of Identification proof of deceased is already annexed at Exhibit- 'B' to the petition.

2. Advocate for petitioner submits that the said Deceased at the time of her death was ordinarily residing at Gali Gujran Chowk, Baba Saheb, Amritsar. Punjab - 143 006 and left property within Greater Bombay and in the State of Maharashtra and elsewhere in India.

3. *“The Hon’ble Court (CORAM : Hon’ble Shri Manish Pitale J.) on 29th September, 2023 passed direction in TP No. 233 of 2022 in which the Hon’ble Court decided the issue of jurisdiction under Section 371 of Indian Succession Act and decided the jurisdiction of this Hon’ble Court. In view of the order dated 29th September, 2023, the present petition proceed further.”*

4. Advocate for petitioner submits that the legal heirs left behind the deceased surviving as his only heirs next-of-kin according to Hindu Succession Act, 1956 are mentioned in para no. 4 of the said petition.

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TP/2206/2024
73 (ECHCBM020241
52024)

4. Advocate for petitioner submits that the said deceased died intestate and that due and diligent search has been made for Will but none has been found.

5. Advocate for petitioner submits that no application has been made to any District Court or District Delegate or to any High Court for Probate of any Will of the said deceased or for Letters of Administration will or without Will annexed to his property and credits or any petition for Succession Certificate.

6. In the aforesaid circumstances, I pass the following order:

ORDER

- a. Office to Issue General Notice within two weeks from the date of uploading of this order.
- b. Advocate for the petitioner to file Affidavit of Service of General Notice and also effect service upon non-consenting legal heirs, if any as per Rules 399 and 400 of the Bombay High Court Original Side Rules and also justify surety of non-consenting legal heirs and furnish Administration Bond within one week thereafter.
- c. Office to verify if any cross petition is filed, if cross petition is filed, then take steps to place before the Hon'ble Court under Rule 407 of High Court Original Side Rules.
- d. List the matter on 08.07.2024 for compliance.

03.05.2024

**COMPANY REGISTRAR /
TESTAMENTARY REGISTRAR**