

Before: Shri S. S. Agate

Addl. Registrar (O.S.) /

Addl. Prothonotary and Senior Master

Date : 10th July, 2024

CALLED FOR DIRECTION:

30. TP/2519/2024
[Original]
(ECHCBM02070482024)
with
WILL/1028/2024

) Ms. Swati S. Mathkar, Adv. i/b. Shirish Mathkar 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 Atul Shantikumar Dayal, being
) one of the Executors named under the Will
) of the deceased. Deceased Bhavna Atul
) Dayal nee Bhavna Laijawala, said to have
) died at State of Minnesota - Secretary of
) State, U.S.A., on 04.10.2023. 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. Ms. Mathkar, Advocate for the Petitioner
) submits that deceased left behind her last
) Will and Testament which was duly
) executed at Mumbai on 17.01.2020. The
) said Will is in English language.
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) 3. Ms. Mathkar, Advocate for the Petitioner
) submits that deceased was governed under
) the Hindu Succession Act, 1956. It is
) submitted that the deceased has no other
) Son and 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. It is submitted
) that the other three executors 1. Jaidev
) Dayal 2. Brinda Dayal Shoorji and 3. Dhaval
) Vussonji have reserved their rights as
) executors. Consent Affidavits of son and
) married daughter of the deceased as
) mentioned in para 8 are on record. Affidavit
) of Ashwinkumar Manharlal Dave, 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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10.07.2024

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