

Before: Shri S. S. Agate

Addl. Registrar (O.S.) /

Addl. Prothonotary and Senior Master

Date : 18th October, 2024

CALLED FOR DIRECTION:

35. TP/2550/2024	) Ms. Nandita Sharma, Adv. i/b. Sunil Sharma for the
[Original]	) Petitioner.
(ECHCBM02032592024)	)
with	)
WILL/1040/2024	)
	) P. C. : 1. Perused the Order dated 03.09.2024.
	) The Ld. Adv. for the Petitioner submits that
	) since the deceased is female, as per Section
	) 15 of the Hindu Succession Act, 1956, the
	) mother is shown in the column of legal heir
	) therefore brothers and sisters are not
	) required to be shown.
	)
	) 2. In view of the above, Order dated
	) 03.09.2024 is recalled.
	)
	) 3. 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 Sudhir Bhujangadhar Rao being
	) the sole Executor named under the Will of
	) the deceased. Deceased Jyothi Dinkar Rao,
	) said to have died at Mumbai on 07.04.2023.
	) Copy of Death Certificate is annexed to the
	) Petition. Copy of Aadhaar Card of the
	) deceased as ID Proof is annexed to the
	) petition.
	)
	) 4. Ms. Sharma, Advocate for the Petitioner
	) submits that deceased left behind her last
	) Will and Testament which was duly
	) executed at Mumbai on 03.12.2022. The

) said Will is in English language.

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) 5. Ms. Sharma, Advocate for the Petitioner
) submits that deceased was governed under
) the Hindu Succession Act, 1956. It is
) submitted that the father of the deceased
) predeceased the deceased. The deceased
) was unmarried. Save and except as
) mentioned in para -6, there are no other
) legal heirs and next of kin left by the
) deceased.

) 6. Petitioner's Oath is filed. Consent
) Affidavit of mother of the deceased
) mentioned in Para 6 is on record. Affidavit
) of Aditi Sudhir Rao, 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.

) 7. Office to issue Probate as prayed
) after verifying whether any Cross Petition or
) Caveat is filed.

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18.10.2024

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