

Before: Shri S. S. Agate

Addl. Registrar (O.S.) /

Addl. Prothonotary and Senior Master

Date : 27th September, 2024

CALLED FOR DIRECTION:

56. TP/2587/2024
[Original]
(ECHCBM02224962023)
with
WILL/1048/2024

) Ms. Anita Murgude, Adv. 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 Prasad Shivram Shiroadkar being
the sole Executor named under the Will of
the deceased. Deceased Shivram Babaji
Shiroadkar, Alias S.B. Shiroadkar Alias
Shivram B. Shiroadkar said to have died at
Pune on 02.05.2019. Copy of Death
Certificate is annexed to the Petition. Copy
of Aadhaar Card of the deceased as ID
Proof is annexed to the petition.

2. Ms. Murgude, Advocate for the Petitioner
submits that deceased left behind him last
Will and Testament which was duly
executed and registered at Mumbai on
29.03.2012. The said Will is in English
language.

3. Ms. Murgude, Advocate for the Petitioner
submits that deceased was governed under
the Hindu Succession Act, 1956. It is
submitted that the Parents of the deceased
predeceased the deceased. That the wife of
deceased i.e mother of Petitioner died on
30.08.2010. EXHIBIT -"D" to the petition is
the copy of death certificate of the wife of

) deceased. Save and except as mentioned in
) para –8, there are no other legal heirs and
) next of kin left by the deceased. The Ld.
) Adv. for the Petitioner submits that the
) pandemic the Petitioner was unable to
) contact his Advocate for filing of present
) Petition. Hence there is delay of one year in
) filing the present petition. The Petitioner
) states that the said delay is unintentional
) one and the same may be condoned in the
) interest of justice. Thus, the delay is
) explained.
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) 4. Petitioner's Oath is filed. Consent
) Affidavits of two sons and one daughter of
) the deceased as mentioned in para 8 are on
) record. Affidavit of Shrikant Ganpati
) Gaonkar, 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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27.09.2024

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