

Before: Shri S. S. Agate

Addl. Registrar (O.S.) /

Addl. Prothonotary and Senior Master

Date : 11th October, 2024

CALLED FOR DIRECTION:

44. TP/2776/2024
[Original]
(ECHCBM02009542024)
with
WILL/1134/2024

) Ms. Rajashri Nadiger, Adv. for the Petitioner.

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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 Ameet Avinash Kimbahune being one of the Executors named under the Will of the deceased. Deceased Radhika Anil Kandlur, said to have died at Mumbai on 14.03.2020. 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. Nadiger, Advocate for the Petitioner submits that deceased left behind her last Will and Testament which was duly executed at Mumbai on 04.02.2020. The said Will is in English language.

3. Ms. Nadiger, 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. The husband of the deceased died on 17.09.2023. The Parents and husband also predeceased the deceased. The deceased had no son and no other daughter. Save and except as mentioned in para -9, there are no other

) legal heirs and next of kin left by the
) deceased. The Ld. Adv. for the Petitioner
) submits that the petitioner was not aware
) about legal procedure and now he is
) recently advised by his Advocate, so there is
) a delay in filing the present petition so the
) delay so cause may be condoned. Thus, the
) delay is explained.
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) 4. Petitioner's Oath is filed. The Other
) executor Subhash Laxman Saraf has filed his
) affidavit dated 28.12.2023 reserving his
) rights as executor. Consent Affidavit of
) married daughter of the deceased as
) mentioned in para 9 is on record. Affidavit
) of Amey Ramdas Amladi, 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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11.10.2024

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