

Before: Shri S. S. Agate

Addl. Registrar (O.S.) /

Addl. Prothonotary and Senior Master

Date : 28th August, 2024

CALLED FOR DIRECTION:

36. TP/2932/2024
[Original]
(ECHCBM02079332024)
with
WILL/1180/2024

) Mr. Jayant Wani, Adv. i/b. Seema Hunnurkar & Associates
) 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 Alpesh Kantilal Shah being the
) sole Executor named under the Will of the
) deceased. Deceased Kumudben Kantilal
) Shah said to have died at Mumbai on
) 17.11.2023. 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. Mr. Wani, Advocate for the Petitioner
) submits that deceased left behind him last
) Will and Testament which was duly
) executed at Mumbai on 18.01.2023. The
) said Will is in English language.
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) 3. Mr. Wani, Advocate for the Petitioner
) submits that deceased was governed under
) the Hindu Succession Act, 1956. It is
) submitted that the Husband of the deceased
) namely Kantilal Amrutlal Shah is
) predeceased the deceased, who died on
) 26/03/2001, Exhibit-E to the petition is a
) copy of his death certificate. The deceased
) left one son and two Daughters. Save and
) except as mentioned in para -9, there are no

) other legal heirs and next of kin left by the
) deceased.

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) 4. Petitioner's Oath is filed. Consent
) Affidavits of two married daughters of the
) deceased as mentioned in para 9 are on
) record. Affidavit of Umashankar Harilal
) Prajapati, one of the attesting witness to the
) Will is filed. Affidavit of service of General
) Citation is filed. All Affidavits are filed
) online. 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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28.08.2024

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