

Before: Shri S. S. Agate

Addl. Registrar (O.S.) /

Addl. Prothonotary and Senior Master

Date : 28th August, 2024

CALLED FOR DIRECTION:

41. TP/2998/2024
[Original]
(ECHCBM02238632023)
with
WILL/1201/2024

) Mr. Anita Manjalkar, 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 Mahendrakumar Nathulal Jain
Tater being the sole Executor named under
the Will of the deceased. Deceased
Roshanlal Ganeshlal Kothari said to have
died at Mumbai on 16.11.2022. Copy of
Death Certificate is annexed to the Petition.
Copy of Passport of the deceased as ID
Proof is annexed to the petition.

2. Ms. Manjalkar, Advocate for the
Petitioner submits that deceased left behind
him last Will and Testament which was duly
executed and registered at Mumbai on
22.11.2016. The said Will is in English
language.

3. Ms. Manjalkar, 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
deceased had no other issues. Save and
except as mentioned in para -9, there are no
other legal heirs and next of kin left by the
deceased.

4. Petitioner's Oath is filed. Consent Affidavits of three sons and married daughter of the deceased as mentioned in para 9 are on record. Affidavit of Sagarmal Gaharilal Jain, 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.

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

28.08.2024

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