

**Before: Shri S. S. Agate**

Addl. Registrar (O.S.) /

Addl. Prothonotary and Senior Master

**Date : 22<sup>nd</sup> October, 2024**

**CALLED FOR DIRECTION:**

44. TP/3801/2024  
[Original]  
(ECHCBM02105982024)  
with  
WILL/1502/2024

) Mr. Nandkishor Supal, Adv. i/b. Divya Shah Associates for  
) the Petitioner.  
)

) P. C. : 1. Perused Petition which is filed online.  
) Heard Ld. Advocate for the Petitioner. This  
) Petition is for Probate of Copy of (Lost) Last  
) Will and Testament of the deceased filed by  
) the Petitioner Darsan Jitendra Jhaveri, being  
) one of the Executors named under the Will  
) of the deceased. Deceased Jayaben Jitendra  
) Jhaveri, said to have died at Dubai (UAE) on  
) 12.02.2022. 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. Mr. Supal, Advocate for the Petitioner  
) submits that deceased left behind her last  
) Will and Testament which was duly  
) executed at Mumbai on 01.08.2019. The  
) said Will is in English language.  
)

) 3. Mr. Supal, Advocate for the Petitioner  
) submits that deceased was governed under  
) the Hindu Succession Act, 1956. It is  
) submitted that the Parents, husband and  
) one married daughter of the deceased  
) predeceased the deceased. One married  
) daughter of the deceased since deceased the  
) deceased. Exhs. F, G and H are the copies of  
) their death certificates. 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. The Other two  
) executors Pooja Samarth Jain and Jashma  
) Darsan Jhaveri have filed their affidavits  
) dated 08.05.2024 renouncing their rights as  
) executors. Consent Affidavits of one married  
) daughter, two grand sons and one grand  
) daughter of the deceased as mentioned in  
) para 9 are on record. Affidavits of of Rupesh  
) Krishnabhai Mehta, 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.  
)

22.10.2024

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