

Before: Shri S. S. Agate

Addl. Registrar (O.S.) /

Addl. Prothonotary and Senior Master

Date : 25th September, 2024

CALLED FOR DIRECTION:

62. TP/3876/2024	) Ms. Namrata Rayate, Adv. i/b. MG. Legal for the Petitioner.
[Original]	)
(ECHCBM02087312024)	)
with	)
WILL/1533/2024	)
	) 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 Farokh Minoo Hansotia being the
	) sole Executor named under the Will of the
	) deceased. Deceased Minoo Dosabhai
	) Hansotia, said to have died at Mumbai on
	) 14.01.2021. 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. Rayate, Advocate for the Petitioner
	) submits that deceased left behind him last
	) Will and Testament which was duly
	) executed at Mumbai on 13.10.2019. The
	) said Will is in English language.
	)
	) 3. Ms. Rayate, Advocate for the Petitioner
	) submits that deceased was governed under
	) the Indian Succession Act, 1925 applicable
	) to Parsis. It is submitted that the Parents of
	) the deceased predeceased the deceased.
	) 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 despite due and
	) diligent search, the last will and testament

) of the Deceased had not been traced earlier.
) It was only in the month of December 2023
) the said Will of the Deceased was traced.
) Thereafter the particulars of the estate of
) the deceased were compiled, and the
) present Petition is filed. Hence the delay if
) any in filing this Petition is not deliberate,
) and therefore deserves to be condoned.
) Thus, the delay is explained.
)

) 4. Petitioner's Oath is filed. Consent
) Affidavit of wife of the deceased as
) mentioned in para 9 is on record. Affidavit
) of Bomi H. Hansotia, 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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25.09.2024

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