Before : Shri. P. A. Jagdale,
Officer on Special Duty,
With Testamentary Department
Date :- 17th August, 2024

FOR ISSUANCE OF CITATION :

97. TP/3946/2024 P. C. : [Original] (ECHCBM0210989 2024)

Ms. Sneha Nagaonkar Ld. Advocate for the Petitioner

1. Perused Petition. Issue Citation within two weeks from today. Issue Notice to the Collector as per **Rule 396** of the Bombay High Court (O. S.) Rules, 1980. Issue citation to the non-consenting legal heirs of the deceased, if any. Advocate is directed to take steps and ensure that requisition under chapter XXVI of the Bombay High Court (O. S.) Rules, 1980 (for short "BHC Rules") are complied with.

2. Advocate to take steps regarding Service of General Citation as per **Rule 397** of the BHC Rules and also effect service upon non- consenting legal heirs, if any, as per Rules **399 and 400** of the BHC Rules and also justify the surety of non-consenting legal heirs, if any, and furnish Administration Bond, **for Gross amount**, vide **Rule 420** of BHC Rules, within one week thereafter, if there are other legal heir including the petitioner.

3. Office to verify if any cross petition is filed, if cross petition file, then take steps to place before the Hon'ble Court under **Rule 407** of BHC Rules.

4. S. O. 15.10.2024

17.08.2024

Officer on Special Duty,
with Testamentary Department

5. Ld. Advocate for the petitioner moved a praecipe dated 17.08.2024, petitioner is willing to make an averment about the delay for compliance of Rule 382 of the Bombay High Court (O. S.) Rules, 1980. Praecipe is allowed. Petitioner to carryout an amendment within two weeks from the date of uploading of this order, if petition is pending.

17.08.2024

Officer on Special Duty,
with Testamentary Department