

ary

Before: Shri S. S. Agate

Addl. Registrar (O.S.) /

Addl. Prothonotary and Senior Master

Date : 30th September 2024.

CALLED FOR COMPLIANCE:

47. TP/4030/2024
[Original]
(ECHCBM02069532024)
with
WILL/1597/2024

) **Mr. Someshwar Pawale i/b P S Chambers, Advocate**
) **for the Petitioner.**

)
)
) **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 Rita Ashok
)
) Kumar Doda, being one of the Executrix
)
) named under the Will of the deceased.
)
) Deceased Ashok Kumar Doda, said to have
)
) died at Gurgaon on 29.11.2020. Copy of death
)
) certificate is annexed to the Petition. For
)
) identification proof of the deceased, copy of
)
) Aadhar Card is annexed to the Petition.

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)
) 2. Mr. Pawale, Advocate for the Petitioner
)
) submits that deceased left behind him last Will
)
) and Testament which was duly executed and
)
) registered at Mumbai on 19.07.2019 and
)
) 30.08.2019 respectively. The said Will is in
)
) English language.

)
)
) 3. Mr. Pawale, 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. Save and except as mentioned
)
) in para – 8, there are no other legal heirs left
)
) by the deceased. The Ld. Advocate for the
)
) Petitioner submits that there is a delay of
)
) about four months for filing of the present
)
) Petition, the same may be condoned in the
)
) interest of justice. Since, the Petitioner was
)

) not aware of the legal knowledge, procedures
) of Probate, now the Petitioner is advised and
) exigencies arise. Thus, the delay is explained.
)

) 4. Petitioner's Oath is filed. The other
) Executrix, Sonam Doda has reserved her right
) by filing Affidavit dated 09.04.2024. Consent
) Affidavits of daughter and son of the deceased
) as mentioned in para – 8 are on record.
) Affidavit of Vipin Bindal, one of the attesting
) witness to the Will is filed. Affidavit of service
) of General Citation is filed. All the Affidavits
) are also 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.
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30.09.2024

Addl. Registrar (O.S.) /
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