

Before: Shri S. S. Agate
Addl. Registrar (O.S.) /
Addl. Prothonotary and Senior Master

CALLED FOR COMPLIANCE :

Ms. Hetal Jobanputra i/b Jayakar and Partners,
Advocate for the Petitioner.

3. Ms. Jobanputra, Advocate for the Petitioner submits that deceased was governed under the Hindu Succession Act 1956. It is submitted that the parents of the deceased pre-deceased the deceased. The Deceased had no daughters and only three sons. Save and except as mentioned in para – 6, there are no other legal heirs left by the deceased. The Ld. Advocate for the Petitioner submits that the delay in making present Petition is on account

) of the fact that Petitioner was ignorant and
) unaware of obtaining any legal representation,
) now the Petitioner has been orally advised to
) obtain legal representation. Hence this Hon'ble
) Court in the interest of justice may condone
) the delay in filing the present Petition. Thus,
) the delay is explained.
)

)
) 4. Petitioner's Oath is filed. The remaining
) Executrix, Apurva S. Diwanji, has renounced
) his right by filing Affidavit dated 11.06.2024
) and the other Executor, Ambrish Keshavji
) Thakkar expired on 12.05.2022 and Exhibit – E
) to the Petition is the copy of his death
) certificate. Consent Affidavits of three sons of
) the deceased as mentioned in para – 6 are on
) record. Affidavit of Monika Deshmukh
) Khadka, 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.
)
)
)
)
)
)
)
)
)
)
)

10.10.2024

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