

Before: Shri S. S. Agate

Addl. Registrar (O.S.) /

Addl. Prothonotary and Senior Master

Date : 18th October, 2024

CALLED FOR DIRECTION:

46. TP/4267/2024
[Original]
(ECHCBM02154892024)
with
WILL/1697/2024

) 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 Petitioners. This
) Petition is for Probate of Last Will and
) Testament of the deceased filed by
) Petitioners Mehul Mehta s/o Nitin Mehta,
) and Dr. Rupal Shah w/o Umesh Shah alias
) Rupal Desai Shah, being the Executor/
) Executrix named under the Will of the
) deceased. Deceased Ramesh Shantilal Tolat,
) said to have died at Mumbai on 06.07.2024.
) 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 Petitioners
) submits that deceased left behind him last
) Will and Testament which was duly
) executed at Mumbai on 06.10.2017. The
) said Will is in English language.
)

) 3. Mr. Supal, Advocate for Petitioners
) submits that deceased was governed under
) the Hindu Succession Act, 1956. It is
) submitted that the Parents of the deceased
) predeceased the deceased. The Wife of the
) deceased namely Asha Ramesh Tolat expired
) on 25th September, 2017, hence predeceased
)

) the Deceased. Exhibit "D" to the petition is a
) true copy of the Death Certificate issued by
) the Municipal Corporation of Greater
) Mumbai of Asha Tolat. Save and except as
) mentioned in para -8, there are no other
) legal heirs and next of kin left by the
) deceased.

) 4. Petitioners' Oath are filed. Consent
) Affidavits of married daughter and son as
) mentioned in Para 8 are on record.
) Affidavits of Umesh Pramodkumar Shah and
) Sunil Kaliandass Grover, both the attesting
) witnesses to the Will are 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.
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18.10.2024

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