

Before : Shri. P. A. Jagdale,
Officer on Special Duty,
With Testamentary Department
Date :- 19th October 2024

FOR ISSUANCE OF CITATION :

77.TP/4943/2024
(AMH20240130458C202
400001)

P. C. : Ms. Dhanshree Manjrekar i/b ONE POINT
LEGAL SOLUTIONS Ld. Advocate for the
Petitioner

1. Perused Petition. Issue Citation within two weeks from today. Issue Notice to the Collector **vide Rules 396** of the Bombay High Court (O.S.) Rules, 1980 (for short "BHC Rules"). Issue citation to the non-consenting legal heirs of the deceased, if any. Advocate is directed to take steps. Ld. Advocate for the petitioner to ensure that requisitions under Chapter XXVI of the BHC Rules are complied with. Rule 3 of Sec. 16 of the Hindu Succession Act, 1956, all children of the brothers of the deceased No. 1 should be shown as legal heirs. Hence, the petitioner to take steps about averment

2. Advocate to file an affidavit of Service of General Citation and also effect service upon non-consenting legal heirs, if any as per Rules 399 and 400 of BHC Rules and also justify the surety of non-consenting legal heirs, if any, and furnish Administration Bond **for the gross amount** as per Rule 420 of the BHC Rules, within one week after that, if there are other legal heir(s) other than the petitioner(s).

3. Office to verify if any cross-petition is filed, if cross-petition is filed, then take steps to place before the Hon'ble Court under Rule 407 of the Bombay High Court O. S. Rules.

4. S. O. to 11.12.2024

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