

Before : Shri. P. A. Jagdale,
Officer on Special Duty,
With Testamentary Department
Date :- 05th August, 2025

FOR HEARING :

106. TP/156/2025
(AMH20230038220C202
400009)
with
WILL/63/2025

P. C. : Shri. P R Chaurasia, Ld. Advocate for the Petitioner

1. Heard Ld. Advocate for the petitioner on point of Section 105 to 107 of the Indian Succession Act, 1925.

2. Ld. advocate for the petitioner has relied upon the decision of the Hon'ble Supreme Court in case of **S. Jhansi Lakshmi Bai and others V/s Pothana Appa Rao and Others (AIR 1969 Supreme Court 1355)**.

3. Ld. advocate for the petitioner has relied upon the decision of the Hon'ble Punjab and Haryana High Court in case of **Karnail Singh and another V/s Mohinder Kaur and Others (AIR 2003 Punjab & Haryana 135)**.

4. Ld. advocate for the petitioner has relied upon the decision of the Hon'ble Bombay High Court in case of **Smt Bhagirathibai and another V/s Lalchand Baram and other (AIR 1975 Bombay 301)**, in case of **Krishandas Tulsidas and another v/s Dwarkadas Kaliandas and Others (AIR 1936 Bombay 459)** and in case of **Smt Rekha Narayan Marotkar & Ors V/s Rambhau Bandu Khadgi & Ors (AIR 2007 Bombay 135)**. Latter-on, he submitted that he is not relying on the ratio laid down in case of **Rekha Marotkar (cited supra)**.

5. Ld. advocate for the petitioner has relied upon the decision of the Hon'ble Allahabad High Court in case of **Smt. Gita Devi V/s Smt. Muder Devi (AIR 1980 Allahabad 372)**

6. Hence, the petition is adjourned for further order, according to law.

7. S. O. to 21.08.2025

05.08.2025

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