

**BEFORE : MRS. KAVITA Y. AMBEKAR ,
COMPANY REGISTRAR /
TESTAMENTARY REGISTRAR
Date: 10th October, 2025**

CALLED FOR HEARING :

5 TP/4401/2024 (E-filing)

Mr. Anurag Jadhav i/b. Bharati Aindley, Advocate for petitioner

PC : 1. Perused Petition. Heard Ld. Advocate for petitioner. This petition is for Probate of last Will and Testament of deceased filed by petitioner namely Hitesh Kawal Advani being one of the Executors named under the Will of deceased. The deceased namely Bhagwan Sugno Malkani died at Mumbai on 19.06.2019. Copy of death certificate is annexed to the petition. Identification proof of deceased viz. copy of Aadhaar Card is annexed to the petition.

2. The deceased left behind his last Will and Testament which was duly executed at Mumbai on 13.02.2017. The said Will is in English language. The Para No. 1 of the Will refers to the appointment of Executors. Only two Executors appointed under the Will. Petitioner is one of the executors and another executor namely Kumar Kotumal Malkani has reserved his rights to act as an executor and Affidavit dated 19.09.2025 is filed to that effect. Residuary clause in respect of properties of deceased is mentioned at para No. 4 of the Will.

3. Ld. Advocate for petitioner submits that parents and husband of deceased predeceased the deceased. Deceased died issue-less. Deceased has one brother-in-law who died leaving behind one son. Deceased was survived by one nephew. **Consent Affidavit of nephew of deceased is not filed.** There are no other legal heirs.

4. Petitioner's oath is filed. **Affidavit of the Attesting Witness to the Will is not filed.** Affidavit of Service of General Citation dated 25.11.2024 is filed.

5. Ld. Advocate for petitioner file praecipe to place on board as and when the matter is completely ready for final grant.

10.10.2025

**COMPANY REGISTRAR /
TESTAMENTARY REGISTRAR**