

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

Date : 06th February, 2025.

CALLED FOR HEARING :

14. TP/4475/2024
(ECHCBM02124892024)
with
WILL/1780/2024

) **Ms. Prajakta Goankar i/b. Rucha Jog, Advocate**
) **for the Petitioner.**
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) **P.C.:** 1. Perused Petition which is filed online.
) Heard Ld. Advocate for the Petitioner. This
) Petition is for Probate of Last Will and
) Testament of the deceased filed by the
) Petitioner Arvind Balwant Kulkarni,
) the Executor named under the Will of the
) deceased. Deceased Ramkrishna Balwant
) Kulkarni, said to have died at Badlapur, Thane
) on 28.04.2021. Copy of death certificate is
) annexed to the Petition. For identification proof
of the deceased, copy of Aadhar Card is
annexed to the Petition.

2. Ms. Prajakta Gaonkar, Advocate for the
Petitioner submits that deceased left behind
him last Will and Testament which was duly
executed at Mumbai, on 16.03.2018. The said
Will is in English language.

3. Ms. Prajakta Gaonkar, Advocate for the
Petitioner submits that deceased was governed
under the **Hindu Succession Act 1956**. It is
submitted that the Parents of the deceased
have pre-deceased the Deceased and wife of
the Deceased, Mrs. Nalini Ramkrishna Kulkarni
had pre-deceased the Deceased on
4th September, 2020. Exhibit- "A-2 is the copy of
the death certificate of the wife of the
deceased. The said deceased had three son

There are no other heirs and next of kin left by the Deceased. Exhibit- "A-3 Colly" is annexed as the Identity Proof, Aadhar card of the Milind Ramkrishna Kulkarni, Makarand Ramkrishna Kulkarni and Mandar Ramkrishna Kulkarni. Save and except as mentioned in para – 11. There are no other legal heirs. The Ld. Advocate for the Petitioner submits that the delay in making present petition is on account of the fact that petitioner was unaware of obtaining any legal representation. Now petitioner has been advised to obtain a legal representation, Hence this Hon'ble Court in the interest of Justice may condone the delay. Thus, the delay is explained.

4. Petitioner's Oath is filed. Consent Affidavits of legal heirs **in para – 10** are on record. Affidavit of Prashant Tukaram Kotkar, 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.

06.02.2025

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