

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

Date : 06th February, 2025.

CALLED FOR HEARING :

27 TP/5420/2024
AMH20240129954C2024
00067)with
WILL/2175/2024

) **Ms. Jyoti Badgujar i/b. Lakdawala & Co, 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 Farokh Rusi Buhariwalla
) the Sole Executor named under the Will of
) the deceased. Deceased Rusi Jehangir
) Buhariwalla alias Rusi J. Buhariwalla alias Rusi
) Buhariwalla, said to have died at Nova Scotia,
) Canada on 20.08.2022. Copy of death
) certificate is annexed to the Petition. For
) identification proof of the deceased, copy of
) passport is annexed to the Petition.
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) 2. **Ms. Jyoti Badgujar**, Advocate for the
) Petitioner submits that deceased left behind
) **him** last Will and Testament which was duly
) executed at Mumbai, on 07.04.2013. The said
) Will is in English language.
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) 3. **Ms. Jyoti Badgujar**, Advocate for the
) Petitioner submits that deceased was
) governed under the **Indian Succession Act**
) **1925**. It is submitted that the said Deceased
) had NO Daughter he died leaving behind 2
) Sons as his only heirs. The WIFE of the
) Deceased Mrs. Sheroo Rusi Buhariwalla
) expired on 08-01-2013. Copy of the death
) certificate is annexed as Exhibit "D". The
) PARENTS of the Deceased pre-deceased the
) Deceased. The said Deceased left no other
)

) heirs. Save and except as mentioned in para
) – 8, there are no other legal heirs left by the
) deceased.
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) 4. Petitioner's Oath is filed. Consent Affidavits
) of the legal heirs **in para – 8** are on record.
) Affidavit of STEVEN DAVID SAXON,
) 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.
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) 5. Office to issue Probate as prayed after
) verifying whether any Cross Petition or Caveat
) is filed.
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06.02.2025

**Addl. Registrar (O.S.) /
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