

Before: Shri. P. A. Jagdale,
Officer on Special Duty,
With the Testamentary Department
Date: 09th October, 2025

FOR COMPLIANCE:

107.TP/5762/2024 P. C. : Shri. V. K. Rajbhar Ld. Advocate for the Petitioner
[Original]
(ECHCBM020792620
24)
with
WILL/2310/2024

- 1) This petition is filed by the petitioner, being the sole beneficiary under the Will executed by Dominic Jaokim Trindade (herein after the same is referred to as "Testator"), for the grant of a Letters of Administration with Will annexed. Said Testator said to have died at Mumbai on 24/05/2020. Petitioner, namely Annie Teresa Trindade, filed the copy of death certificate, an identity proof of the testator, Will and petitioner's oath.
- 2) Perused petition. Heard Ld. Advocate for the petitioner. Perused documents.
- 3) The petitioner has explained the delay vide Rule 382 of the Bombay High Court (Original Side) Rule, 1980(for short "Rules").
- 4) No executor has been appointed under the Will. The petitioner is the Sole beneficiary under the Will. Hence, the petition is tenable.
- 5) Petitioner stated that the deceased left behind his last Will and codicil and Testament, which was duly executed at Mumbai on 30.10.2013, in English language. The Will is handed in separately for being filed and kept in a safe place in the Office of the Prothonotary and Senior Master, High Court, Bombay.
- 6) Ld. The advocate for the petitioner submits that the testator is survived by legal heirs, whose details are given in the petition's paragraph No. 06, as per the provisions of Indian Succession Act, 1925. The petitioner affirmed that there are no other legal heirs of the deceased, except as mentioned in the petition. Legal heir of the testator has consented to the

petition and thereby waived the service of Citation.

7) Citation was issued, which has been duly affixed on the conspicuous part of the Hon'ble High Court and notice board of the Collector's Office at Mumbai and 14 days have been expired vide Rule 397(1) and (4) of the Bombay High Court (O.S.) Rules, 1980 (for short "BHC Rules") and an affidavit to that effect has been filed. Notice to collector has been issued vide Rule 396 of BHC Rules. Till today, no one appeared to resist the claim of the petitioner or nothing is brought to the notice regarding pending litigation pertaining to the same properties. Hence, the petition is treated as uncontested one.

8) The petitioner has filed the affidavit of Alpana Chandavarkar one of attesting Witnesses to the Will, in form No.102 of Bombay High Court (Original Side) Rules, 1980. He deposed that deceased signed the Testament in her presence. Hence, enough evidence is on record to accept the execution of the Will and petitioner is succeeded to prove the execution of Will.

9) Properties mentioned in the schedule-I of the petition are referred in the Will.

10) Petitioner has executed the administration Bond in the prescribed format. Petitioner to mention the dates in administration bond and re-upload the same. Furthermore, corrections must be initialed by the petitioner, surety and notary. Hence, following order:

ORDER

- 1) Petition is granted.
- 2) Office to issue Letters of Administration with Will annexed to the petitioner, as per the Rules, having effect throughout India.
- 3) Before issuance of Letters of Administration with Will, the office to verify that there is no cross Petition is pending or caveat is

filed. Office to act accordingly.

4) Petitioner to upload the Administration Bond as directed, within period of 07 days from the uploading of this order.

09th October, 2025

**Officer on Special Duty,
with Testamentary Department**