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Before : Shri E. B. Sivakumar,
Addl. Registrar (O.S.) /
Addl. Prothonotary and Senior Master

Date : 06th February, 2025

CALLED FOR DIRECTION:

3.CHOL/64/2025
AMH20240129049C202400005
In
TP/4187/2024

) **Mr. Hussain Dholkawala i/b. KRY Legal, Advocate for**
) **the Applicant / Petitioner.**

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) **P. C. :**
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) 1. The present Chamber Order is taken out to serve the
) Citation upon all concerned by way of substituted service
) as per the Schedule annexed to the Chamber Order.
)

) 2. Perused Schedule. The Petitioner is seeking
) permission to publish the Citation in two newspapers viz.
) “Free Press Journal” in English Language and in “Mumbai
) Samachar” in vernacular language i.e. Gujarati.
)

) 3. Perused the Affidavit dated 25th October, 2024
) annexed to Chamber Order. It is stated in the said Affidavit
) that the deceased died as spinster and the parents of the
) deceased predeceased the deceased. The Applicant has
) further stated that the Deceased had one brother,
) Khushroo Jamshedji Karbhari and one Sister, Amavaz
) Jamshedji Karbhari, both of them were also unmarried.
) Khushroo Jamshedji Karbhari expired on 13.08.2013 and
) Amavaz Jamshedji Karbhari expired on 05.04.1998. It is
) further stated that despite due and diligent search made to
) find whereabouts of the legal heirs of the deceased but none
) has been found. The Applicant therefore requested to
) permit her to publish the Citation in two newspapers viz.
) (1) “Free Press Journal” in English and (2) “Mumbai
) Samachar” in Gujarati language, upon all concerned.
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) 4. Perused Para-9 of the Petition, it is mentioned and
) confirmed that the averment made in the Affidavit in
) respect of the addresses not known to the Petitioner.
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) 5. Heard. The Ld. Advocate for the Applicant submits
) that the deceased died as spinster and the parents of the
) deceased predeceased the deceased and the Deceased had
) one brother, Khushroo Jamshedji Karbhari and one Sister,
) Amavaz Jamshedji Karbhari, both of them were also
) unmarried. Khushroo Jamshedji Karbhari expired on
) 13.08.2013 and Amavaz Jamshedji Karbhari expired on
) 05.04.1998. He further submits that despite due and
) diligent search made to find whereabouts of the legal heirs
) of the deceased but none has been found. The Ld.
) Advocate further submits that the Petitioner be permitted
) to publish the Citation in two newspapers viz. (1) "Free
) Press Journal" in English and (2) "Mumbai Samachar" in
) Gujarati language, upon all concerned. He, therefore, prays
) that the Chamber Order be allowed.
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) 6. For the reasons stated in Affidavit dated 25th
) October, 2024 annexed to the Chamber order and
) averment made in Para-9 of the Petition, the Chamber
) Order is allowed. The Applicant is directed to publish the
) Citation in two newspapers viz. (1) "Free Press Journal" in
) English and (2) "Mumbai Samachar" in Gujarati language,
) within four weeks from the date of uploading the order.
) Office is directed to issue fresh Citation, if required.
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) 7. Applicant to file Affidavit annexing therewith the
) newspapers within two weeks once, the publication is done.

06.02.2025

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