

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
TESTAMENTARY AND INTESTATE JURISDICTION**

**INTERIM APPLICATION NO.3458 OF 2024
IN
TESTAMENTARY PETITION NO.3554 OF 2021**

Shaukat H. Merchant ... Applicant/Org. Petitioner No.2

In the matter of

Bharat Jayantilal Patel ... Deceased

Prashant Jayantilal Patel & Anr. ... Petitioners

Mr. Rahul Sarda i/by Darshit Jain for the Applicant.

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CORAM : ARIF S. DOCTOR, J.

DATE : 26TH FEBRUARY 2025

P.C. :

1. After hearing Learned Counsel appearing on behalf of the Applicant, who has in detail taken me through the law pertaining to cases of renunciation of executorship, which is what the present Interim Application is for, I was inclined to allow the same for the reasons more particularly set out in the said Interim Application. However for completeness, let the beneficiaries under the said Will also be served with notice of the present Interim Application.

2. Thus, to enable this, stand over to 5th March 2025 (HOB).

3. At this stage, Learned Counsel appearing on behalf of the Applicant seeks leave to correct prayer clause (a) by replacing the word 'registration' with the word 'resignation'. He is permitted to do so. Re-verification is dispensed with.

(ARIF S. DOCTOR, J.)