

**BEFORE : MRS. KAVITA Y. AMBEKAR ,
COMPANY REGISTRAR /
TESTAMENTARY REGISTRAR
Date: 3rd December, 2025**

CALLED FOR HEARING :

3 TP/1198/2025 (E-filing)

Ms. Vidhi Chikhal i/b. Satyan Israni, Advocate for petitioner

PC : 1. Perused Petition. Heard Ld. Advocate for petitioner. Ld. Advocate for petitioner state that Probate of Will which is in English language be granted. This petition is for Probate of last Will and Testament of deceased filed by petitioner namely Amrish Rameshchandra Daftary being sole Executor named under the Will of deceased. The deceased namely Sarla Jawaharlal Daftary died at Mumbai on 14.01.2025. Copy of death certificate is annexed to the petition. Identification proof of deceased viz. copy of Aadhaar Card is annexed to the petition.

2. The deceased left behind her last Will and Testament which was duly executed at Mumbai on 13.02.2020. The said Will is in English language. The Para No. 2 of the Will refers to the appointment of Executor. Only one Executor appointed under the Will. As per para No. 1 of the Will, executor Rameshchandra Daftary and on his death the Amrish Rameshchandra Daftary is appointed as Executor. Ld. Advocate for petitioner submits that the said Rameshchandra Daftary has informed the legal heirs of deceased by letter dated 31.01.2025 that due old age and ill-health, he cannot perform his duties as an Executor and he renounced his rights as executor. The said letter is annexed to the petition as Exhibit – “D”. The said Amrish Rameshchandra Daftary is petitioner herein. There are no other executor appointed under the Will.

3. Ld. Advocate for petitioner submits that husband of deceased predeceased the deceased. One son of deceased namely Dipak Shah died leaving behind his wife and died issue-less. Deceased was survived by one son, one daughter and one daughter-in-law who all have given their consents in favour of the petitioner herein. Consent Affidavits are on record. There are no other legal heirs.

4. Petitioner's oath is filed. Affidavits and Additional Affidavits of Dharmesh Narayandas Pandya and dated 30.06.2025 and Ashwin Kantilal Shah dated 11.02.2025 and 01.07.2025 both the Attesting Witnesses to the Will are filed. Affidavit of Service of General Citation dated 09.04.2025 is filed. All other legal formalities are complied with. Hence, petition is granted.2

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5. Office to issue Probate as prayed after verifying whether any cross petition is filed or whether any caveat is filed.

03.12.2025

**COMPANY REGISTRAR /
TESTAMENTARY REGISTRAR**