

**BEFORE : MRS. KAVITA Y. AMBEKAR ,
COMPANY REGISTRAR /
TESTAMENTARY REGISTRAR
Date: 1st October, 2025**

CALLED FOR HEARING :

12 TP/2409/2025 (E-filing)

Mr. Satendra Kumar, Advocate for petitioner

PC : 1. Perused Petition. Heard Ld. Advocate for petitioner. This petition is for Probate of last Will and Testament of deceased filed by petitioner namely Dr. Rushitum Mistry being one of the Executors named under the Will of deceased. The deceased namely Keki Minocher Mistry died at Mumbai on 08.09.2023. 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 his last Will and Testament which was duly executed at Mumbai on 03.03.2023. The said Will is in English language. The Para No. 3 of the Will refers to the appointment of Executors. Only three Executors appointed under the Will. Petitioner is one of the executors and other executors namely Dr. Saiesha Mistry and Kainaz K. Mistry have renounced their rights to act as an Executors and Affidavits dated 21.03.2025 are filed to that effect.

3. Ld. Advocate for petitioner submits that parents of deceased predeceased the deceased. Deceased was survived by his widow, one son and two daughters. Out of them son is petitioner herein and the widow and two daughters 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. Affidavit of Shekhar K. Jagtap dated 21.03.2025 one of the Attesting Witness to the Will is filed. Affidavit of Service of General Citation dated 19.07.2025 is filed. All other legal formalities are complied with. Hence, petition is granted.

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

01.10.2025

**COMPANY REGISTRAR /
TESTAMENTARY REGISTRAR**