

**BEFORE : MRS. KAVITA Y. AMBEKAR ,
COMPANY REGISTRAR /
TESTAMENTARY REGISTRAR
Date: 21st November, 2025**

CALLED FOR HEARING :

20 TP/3659/2025 (E-filing)

Ms. Samruddhi Naik i/b. Pooja Jain, 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 Trushar Rasiklal Mody being one of the Executors named under the Will of deceased. The deceased namely Bharati Rasiklal Mody died at Mumbai on 27.04.2024. 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 28.01.2006. The said Will is in English language. The Para No. 2 of the Will refers to the appointment of Executors. Only three Executors appointed under the Will. Petitioner is one of the executors and another executor namely Nimish Rasiklal Mody has reserved his rights to act as an Executor and Affidavit dated 24.04.2025 is filed to that effect. Remaining Executor namely Rasiklal Chimanlal Mody died on 19.12.2020. Residuary clause in respect of properties of deceased is mentioned at para No. 14 of the Will.
 3. Ld. Advocate for petitioner submits that parents and husband of deceased predeceased the deceased. Deceased was survived by two sons and one daughter. Out of them one son is petitioner herein and the another son and daughter have given their consents in favour of the petitioner. Consent Affidavits are on record. There are no other legal heirs.
 4. Petitioner's oath is filed. Affidavit of Harshad C. Shah dated 03.02.2025 one of the Attesting Witnesses to the Will is filed. Affidavit of Service of General Citation dated 21.08.2025 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.

21.11.2025

**COMPANY REGISTRAR /
TESTAMENTARY REGISTRAR**