

**BEFORE : MRS. KAVITA Y. AMBEKAR ,
COMPANY REGISTRAR /
TESTAMENTARY REGISTRAR
Date: 12th November, 2025**

CALLED FOR HEARING :

35 TP/4378/2025 (E-filing)

Ms. Jyoti Badgajar i/b. Lakdawala and Co., 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 Cyrus Eruch Subawalla being one of the Executors named under the Will of deceased. The deceased namely Eruch Gustadji Subawalla died at Mumbai on 17.05.2025. 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 his last Will and Testament which was duly executed at Mumbai on 26.11.2022. The said Will is in English language. The Para No. 4 of the Will refers to the appointment of Executors. Only two Executors appointed under the Will. Petitioner is one of the executors and another executor namely Hoshang Eruch Subawalla has reserved his rights to act as Executor and Affidavit dated 11.08.2025 is fled to that effect. Residuary clause in respect of properties of deceased is mentioned at para No. 11 of the Will.
3. Ld. Advocate for petitioner submits that parents and wife of deceased predeceased the deceased. Deceased was survived by two sons. Out of them one son is petitioner herein and another son has given his consent in favour of the petitioner. Consent Affidavits are on record. There are no other legal heirs.
4. Petitioner's oath is filed. Affidavit of Rashna Sam Dastur dated 11.08.2025 one of the Attesting Witness to the Will is filed. Affidavit of Service of General Citation dated 16.09.2025 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.

12.11.2025

**COMPANY REGISTRAR /
TESTAMENTARY REGISTRAR**