

Ajay

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
TESTAMENTARY & INTESTATE JURISDICTION

MISCELLANEOUS PETITION NO. 414 OF 2025

Nirupaben Mukesh Shah .. Deceased

Mukesh Maneklal Shah & Ors. .. Petitioner

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- Ms. Pooja Kharat i/b Swarup Patil, Advocates for Petitioner.

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CORAM : MILIND N. JADHAV, J.

DATE : OCTOBER 10, 2025.

P.C.:

- 1.** Heard Ms. Kharat, learned Advocate for Petitioner.
- 2.** Present Misc. Petition is filed by Petitioner for issuance of legal heirship certificate under Section 2 of Bombay Regulation VIII of 1827 in respect of the properties and credits of deceased Nirupaben Mukesh Shah. The names and details of legal heirs of the deceased are stated in paragraph No. 4 of the Petition. Purpose for filing the present Petition is stated in paragraph No. 7 of the Petition. I have perused the same.
- 3.** Petitioners are the legal heirs of the deceased.
- 4.** In view of the above, there can be no impediment in allowing the Petition. Misc. Petition is allowed and disposed of in terms of prayer clause 'a' which read thus:-

“a. this Hon’ble Court be pleased to issue a Legal Heirship Certificate to the petitioners under the provisions of Bombay regulation VIII of 1827 certifying that the petitioners as mentioned in paragraph 5 of the petition are the only heirs and legal representatives of the deceased Nirupa Shah;”

5. Issuance of proclamation stands dispensed with.
6. Department is directed to issue the legal heirship certificate as directed above within a period of 3 weeks from today positively.
7. Misc. Petition is allowed and disposed subject to compliance of office objections, if any, forthwith which shall be allowed by the Department.

[MILIND N. JADHAV, J.]

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