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

MISCELLANEOUS PETITION NO.467 OF 2025

Dhanji Gelabhai Gala .. Deceased

Zaverben Dhanji Gala & Anr. .. Petitioner

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- Mr. Mandar Soman, Advocate for Petitioner.

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CORAM : MILIND N. JADHAV, J.

DATE : OCTOBER 03, 2025.

P.C.:

- 1.** Heard Mr. Soman, 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 Dhanji Gelabhai Gala. The names and details of legal heirs of the deceased are stated in paragraph No.3 of the Petition. Purpose for filing the present Petition is stated in paragraph No.8 of the Petition. I have perused the same. It is stated in paragraph No.2 that despite a due and diligent search, no Will of the deceased has been found. It is therefore assumed that the deceased died intestate.
- 3.** Petitioners are the only 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 reads thus:-

"a' This Hon'ble Court be pleased to issue a Legal Heirship Certificate to the Petitioners under the provisions of Bombay Regulation Act VIII of 1827 certifying that the petitioners are the only heirs and Legal representatives of the deceased"

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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