

Ajay

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

MISCELLANEOUS PETITION NO. 524 OF 2025

Priti Subhash Gogate .. Deceased

Devdatta Sub hash Gogate .. Petitioner

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- Ms. Ami Parekh, Advocate for Petitioner.

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CORAM : MILIND N. JADHAV, J.

DATE : SEPTEMBER 19, 2025.

P.C.:

- 1.** Heard Ms. Parekh, 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 Priti Subhash Gogate. 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.8 of the Petition. I have perused the same.
- 3.** Consent affidavits dated 08.03.2025 and 13.03.2025 of Subhash Vasudeo Gogate and Kalyani Vijay Apte, the legal heirs are filed on record and appended at page Nos.30 and 34 of Petition.

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 clauses 'a' and 'b' which read thus:-

- "a' That a Legal Heirship Certificate be issued under the provision of the Bombay Regulation Act VIII of 1827, certifying that (1) Subhash Vasudeo Gogate (Husband of the deceased), (2) Devdatta Subhash Gogate (Son of the deceased and the Petitioner abovenamed), (3) Kalyani Vijay Apte (Married Daughter of the deceased), are the only heirs and Legal representatives of the deceased.*
- b That issuance of Proclamation be dispensed with."*

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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