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

MISCELLANEOUS PETITION NO.1193 OF 2026

Prakash Hareshwar Chogle .. Deceased

Nilam Prakash Chogle .. Petitioner

Mr. Suraj Subhash Naik with Ms. Padmavati C. Vaishy, i/by Mr. Aditya Patil, Advocates for the Petitioner.

CORAM : GAUTAM A. ANKHAD, J.

DATE : 22nd October, 2026.

P.C. :

1. This Petition is filed seeking Legal Heirship Certificate under Section 2 of Bombay Regulation (VIII) of 1827 in respect of the Deceased – Prakash Hareshwar Chogle who at the time of his death was residing at Chogle House, L T RD Lane no.1, 2/21, Behind Mun. School, Babhai Village, Borivali (West), Greater Mumbai, Maharashtra 400 091. The Deceased died intestate on 5th June, 2024 and a copy of the Death Certificate is annexed at Exhibit 'A' to the Petition.

2. The Petitioner is the widow of the Deceased. At paragraph no.4, the Petitioner has furnished details of the only surviving legal heirs and next-of-kin of the Deceased as follows :

Sr. No.	Names and Address of the heirs and next of kin of the Deceased abovenamed	Age	Relation with the Deceased
1	Nilam Prakash Chogle, R/o. Behind Municipal School, 2/21, Chogle House, Gali No.1, L.T. Road, Borivali (West), Mumbai, Maharashtra-400092.	65 years	Widow (Petitioner)
2	Gunjan Prakash Chogle, R/o. 12 Waimea Drive, Varsity Lakes, QLD 4227, Australia.	43 years	Son
3	Swarup Prakash Chogle, R/o. 2/21, Chogle House, L.T. Road, Lane No.01, Behind Municipal School, Village Borivali (West), Mumbai, Maharashtra 400 091.	36 years	Son

3. It is further stated that the parents of the Deceased have predeceased the Deceased and there are no other heirs and next-of-kin of the Deceased. It is in this background that the Petitioner seeks the Heirship Certificate.

4. Two sons of the Deceased have filed consent affidavits dated 17th April, 2026 and 10th April, 2026, respectively, which are annexed at page nos.32 to 43 of the Petition.

5. The reasons for filing this Petition are stated at paragraph nos.6 and 7 of the Petition. It is also stated in paragraph no.11 that the

Petitioner or the legal heirs have not filed any other Petition for Heirship Certificate, Succession Certificate, Probate or Letters of Administration and there is no impediment to the grant of the reliefs in this Petition.

6. In view of the statements/undertakings contained in the Petition, read with the consent affidavits that have been filed, which are accepted, **Miscellaneous Petition No.1193 of 2026 is allowed** in terms of prayer clause (a), which reads as under :

> "(a) This Hon'ble Court be pleased to issue a Legal Heirship Certificate to the Petitioner certifying that Nilam Prakash Chogle (Wife of the Deceased), (2) Gunjan Prakash Chogle (Son of the Deceased), and (3) Swarup Prakash Chogle (Son of the Deceased) are the only Legal Heirs and Legal Representatives of the Deceased under the provision of Bombay Regulation Act VIII of 1827."

7. Issuance of Proclamation is dispensed with.

8. The Department is directed to issue the Legal Heirship Certificate within a period of six weeks from today.

[GAUTAM A. ANKHAD, J.]

SNEHA ABHAY DIXIT
Digitally signed by SNEHA ABHAY DIXIT
Date: 2026.10.22 16:25:10 +0530