

Ajay

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

TESTAMENTARY PETITION NO. 4205 OF 2024

Abid Khan Lal Khan Pathan .. Deceased

Razia Sultana Abid Khan Pathan .. Petitioner

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- Mr. Dinesh Arjun Wani i/b Mr. Harsh S. Trivedi, Advocates for Petitioner.

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CORAM : MILIND N. JADHAV, J.

DATE : JANUARY 29, 2026.

P.C.:

1. Not on Board. Mentioned by way of filing praecipe dated 29.01.2026. Perused the praecipe.

2. Heard Mr. Wani, learned Advocate for Petitioner.

3. Present Petition is filed by Petitioner for issuance of Succession Certificate under Section 372 of Indian Succession Act, 1925 in respect of the properties and credits of deceased Abid Khan Lal Khan Pathan. 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.

4. Consent affidavits dated 14.12.2023 of Asim Khan Abid Khan Pathan, Amjad Khan Abid Khan Pathan and Alam Khan Abid Khan

Pathan, the legal heirs are filed on record and appended at page Nos. 16, 19 and 22 of Petition.

5. In view of the above, there can be no impediment in allowing the Petition. Misc. Petition is allowed and disposed of in terms of un-numbered prayer clause which reads thus:-

“That a Succession Certificate may be granted to the Petitioner in respect of the Securities set forth in Schedule I, hereto, with the power to collect the said Securities and to receive interest or dividend or bonus declared or any rights issued for equity shares by companies or any other legal proceeding for the benefit of the Petitioner on and to negotiate or transfer the said securities”

6. Issuance of proclamation stands dispensed with.

7. Department is directed to issue the Succession Certificate as directed above within a period of 3 weeks from today positively.

8. 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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by AJAY
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