

In the Court of Principal District Judge, Jehanabad.
Probate Case No. 10/2018

- 1. Farras Adil.
2. Rashique Arif.

Both sons of Md. Shamshi. R/o Mohalla- Khan Bahadur Road, Jehanabad,

P.S and Distt.-Jehanabad.

..... Applicants

Vrs.

The estate of deceased Md. Shafi Ahmad @ Nanhe

..... Opposite party.

ORDER

04.06.2026

A petition under Order XXIII Rule 1 C.P.C has been filed on behalf of the applicants stating therein that the applicants have filed this probate case on the basis of the registered Will dated 28.06.2017 executed by testator in their favour in his good health and sound mental condition. It is further stated in the above noted petition that after death of the testator, the applicants came in peaceful possession over the bequeathed property mentioned in the registered deed of Will dated 28.06.2017 as absolute owner and title holder. It is further stated in the above noted petition that the applicants and the testator both are Mohammedan and as per Article 131 of Mulla's Mohammedan law, a Mohammedan Will may be admitted in evidence even though no probate has been obtained by the court and thus, the applicants do not want to proceed with this case and want to withdraw it.

Heard the learned counsel for the applicants and perused the record. The applicant is also present in the court and submitted that he wants to withdraw this case.

In view of above, this case is dismissed as withdrawn as prayed in the above noted petition.

(Dictated)


(Brajesh Kumar)

Principal District Judge

04/06/2026

Date of order	04/06/26
Date of reserving order	NA
Uploading date	04/06/2026
Uploaded by	Ritesh