

GJVD020000932026



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IN THE COURT OF 3RD ADDITIONAL SENIOR CIVIL JUDGE,
AT VADODARA.

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CIVIL MISC. APPLICATION NO.2 OF 2026

(SUCCESSION CERTIFICATE)

EXH.23

APPLICANT :-

- 1) **Smt. Snigdha Balubhai Vegda,**
Aged 64 Years, Female, Occupation: Retired,
- 2) **Mr. Aditya Balubhai Vegda,**
Aged 29 Years, Male, Occupation : Job,
Both are Residing at : A1-/4 Shantidham Bungalows,
Vasna-Bhayli Road,
Bhayli,
Vadodara-391410.

VERSUS

OPPONENT :-

NIL

**SUBJECT : APPLICATION U/S. 372 OF THE INDIAN
SUCCESSION ACT FOR GETTING
SUCCESSION CERTIFICATE.**

ADVOCATE :-

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LD. ADVOCATE MR. S. N. JOSHI, FOR THE APPLICANT.

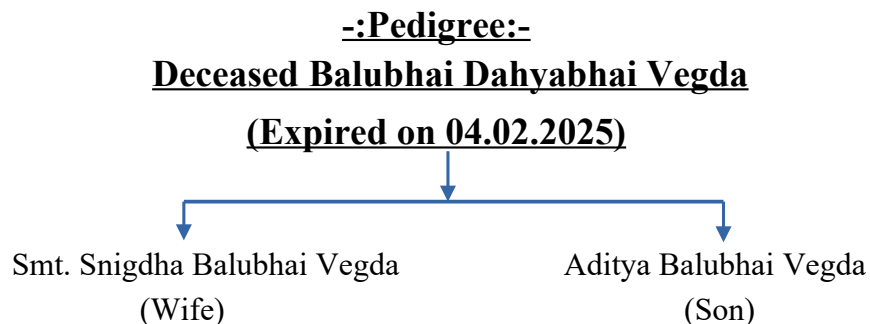
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:~: J U D G M E N T :~:

- [1] The present application has been filed by the Applicant u/s. 372 of the Indian Succession Act for getting Succession Certificate in respect of movable property of deceased Balubhai Dahyabhai Vegda. The short facts involved in the present application may briefly be summarized as under :-

It is say of the Applicants that Applicant No.1 is the wife of deceased Balubhai Dahyabhai Vegda (Husband) and Applicant No.2 is the son of deceased Balubhai Dahyabhai Vegda (Father). Applicant No.1 got married with deceased 20.02.1995 and Applicant No.2 was born on 02.05.1996. The Applicants' deceased Balubhai Dahyabhai Vegda was died on 04.02.2025 at Vadodara. The Death Certificate of deceased is produced vide Exh.16.

- [2] Further, it is say of the Applicants that the Applicants are the direct legal heirs of the deceased person and there are no other legal heirs of the deceased person and no other legal heirs is entitled except the applicants. The Pedigree of deceased Balubhai Dahyabhai Vegda as under :



- [3] Further, it is say of the Applicants that the husband of Applicant No.1 and father of Applicant No.2, deceased Balubhai Dahyabhai Vegda who was carrying his job and opened and operated his PPF Account with State Bank of India, Nilamber Circle, Vadodara, Gujarat Branch vide PPF A/c No.10344895020. The details of PPF A/c which is as under :

Sr. No.	Type of Account	Bank Name & Branch Name	Account No.
1	PPF (Public Provident Fund)	State Bank of India, Nilamber Circle, Vadodara, Gujarat.	10344895020

- [4] Further, it is say of the Applicants that the Applicants' deceased Balubhai Dahyabhai Vegda died intestate and he has not executing any Deed or Will in favour of the Applicants or any other persons, therefore, the Applicants are the only surviving legal heirs of deceased and they are right to file an application for getting Succession Certificate in respect of movable property i.e. PPF Account as mentioned hereinabove which is lying in the name of deceased Balubhai Dahyabhai Vegda.
- [5] Further, this Court has directed to issue Public Notice by circulating in any newspaper having wide circulation. The Applicants have published the Public Notice to that regard in daily newspaper “Divya Bhaskar” on 26/03/2026 which is produced at Exh.10.
- [6] Upon publication of Public Notice no one has raised any objection against granting Succession Certificate in favour of the Applicants in respect of movable property i.e. PPF Account as mentioned in their application which is lying in the name of deceased Balubhai Dahyabhai Vegda.

[7] Further, the Applicant No.1 & 2 - Smt. Snigdha Balubhai Vegda has filed her Affidavit in lieu of Examination-in-Chief vide Exh.7, in which, she has repeated almost all the averments as stated in application at Exh.1, therefore, the same are not reproduced here-in-after. Lastly, the Applicants have prayed that Succession Certificate be issued in favour of their in respect of the movable property i.e. PPF Account as mentioned in their application which is lying in the name of deceased Balubhai Dahyabhai Vegda. Therefore, in my humble view of the matter, do not require any further discussion because Applicants are the legal heir of deceased as mentioned in the present application at Exh.1 and hence, there is no objection raised by anyone at rem regarding the said application.

[8] The Applicants have produced the following oral as well documentary evidence in support of their application :-

:~: ORAL EVIDENCE :~:

SR. NO.	PARTICULARS	EXH.
1	Affidavit in lieu of Examination-in-Chief of Applicant No.1 & 2 - Smt. Snigdha Balubhai Vegda.	7

:~: DOCUMENTARY EVIDENCE :~:

SR. NO.	DOCUMENTS	EXH.
1	Copy of Aadhaar Card of Applicant No.1	12
2	Copy of Aadhaar Card of Applicant No.2	13
3	True copy of Marriage Certificate.	14

4	Copy of Aadhaar Card of deceased.	15
5	Original death certificate of deceased.	16
6	Copy of Bank Statement of SBI.	17
7	Original affidavit of pedigree (Pedhinamu)	18
8	Original Birth Certificate of Applicant No.2.	19
9	Copy of Affidavit of Applicant No.2.	20
10	Original Bank Passbook of State Bank of India.	21

[9] After producing the above oral as well as documentary evidence, heard Ld. Advocate for the Applicants at length. Ld. Advocate for the Applicants has specifically argued that looking to the scope of Section 372 of the Indian Succession Act, 1925 when the present application has remained unchallenged and the Applicants are found entitled to get the Succession Certificate, the same may be granted accordingly. Lastly, he has submitted closing pursis vide Exh.22. Therefore, this Court has carefully examined the record of the present application and at the same time, after having perusal of the legal as well as factual aspect involved in the matter, it appears that the Applicants are the legal heirs of deceased Balubhai Dahyabhai Vegda. So, Provisions of Indian Succession Act, empowers the Court to issue Succession Certificate. Looking to the facts, it appears that the deceased Balubhai Dahyabhai Vegda died intestate and the present Applicants are the only surviving legal heirs of the deceased, when there is no objection raised by anyone at rem, in that case, it can be said that, Applicants herein become entitled to get Succession Certificate in respect of movable property i.e. PPF Account as mentioned in their application which is lying in

the name of deceased Balubhai Dahyabhai Vegda. It is the right of the Applicants to have a Succession Certificate as prayed for. Therefore, a Succession Certificate is required to be issued in favour of the Applicants. Hence, in light of the above discussions and material available on record, the following Order is passed in the interest of justice :

:~: O R D E R :~:

- 1) The application filed by the Applicants under Section 372 of The Indian Succession Act for obtaining Succession Certificate is hereby **ALLOWED**.
- 2) A Succession Certificate is ordered to be issued in favour of the **Applicants - (1) Smt. Snigdha Balubhai Vegda & (2) Mr. Aditya Balubhai Vegda** on payment of necessary Court Fees for the Succession Certificate in respect of movable property i.e. **PPF Account No.10344895020** with **State Bank of India, Nilambar Circle, Vadodara, Gujarat** which is lying in the name of deceased Balubhai Dahyabhai Vegda as mentioned in the present application at Exh.1.
- 3) The Applicants have to bear their own cost of the present proceedings.

Signed and pronounced in the open Court today on this 12th day of August, 2026 at Vadodara.

**Date : 12/08/2026
Place : Vadodara**

**[BHARATSINH P. MAHIDA]
3rd Additional Senior Civil Judge
Vadodara.
(Judge Code No.GJ01122)**