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Duration :

IN THE COURT OF 7TH ADDITIONAL CIVIL JUDGE,
RAJKOT.

CIVIL MISC. APPLICATION NO. 80/2026

- 1] **Sandipbhai Kalubhai Rajpara,**
33, Business,
- 2] **Mayurbhai Kalubhai Rajpara,**
31, Business,
Both R/o. 2 – Uday Nagar, Street No. 8,
150 Feet Ring Road, B/h. Jaliyan Hall,
Rajkot.

.....APPLICANTS

Sub:- An application for obtaining Heirship Certificate in respect of the immovable property of deceased Kalubhai Polabhai Rajpara and deceased Ranjanben Kalubhai Rajpara.

Advocate:-

Mr. P. D. Rajyaguru, learned advocate for the applicants.

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

- 1] The applicants have filed this application for obtaining Heirship Certificate in respect of the immovable property left by deceased Kalubhai Polabhai Rajpara and deceased Ranjanben Kalubhai Rajpara as mentioned in Schedule-A at Mark 1/1. The applicants have stated that deceased Kalubhai Polabhai Rajpara and deceased Ranjanben Kalubhai Rajpara was their father and mother respectively, who expired on 06/02/2020 and 23/03/2019 at Rajkot respectively without making any will or

testament in respect of their immovable property and thereby, they claims to be the heirs of deceased Kalubhai Polabhai Rajpara and deceased Ranjanben Kalubhai Rajpara. The applicants have produced a Death Certificate of deceased Kalubhai Polabhai Rajpara at Exh. 06 and deceased Ranjanben Kalubhai Rajpara at Exh. 07. The applicants have prayed to obtain Heirship Certificate in respect of the immovable property left by deceased as mentioned in Schedule-A at Mark 1/1.

- 2] The public notice inviting objection to the grant of Heirship Certificate published in daily newspaper 'Sanj Samachar' Dtd. 27/01/2026 and the copy of said newspaper is produced on record vide Ex. 09. In response to the publication of the said notice, no one has appeared to file any objection.
- 3] In support of this application, the applicant No. 1 and 2 have filed their respective final affidavits at Exh. 11 and Exh. 12, wherein they have reiterated the facts of the application and supported the facts of the application. Mainly they have stated that deceased Kalubhai Polabhai Rajpara and deceased Ranjanben Kalubhai Rajpara was their father and mother, who expired on 06/02/2020 and 23/03/2019 at Rajkot respectively. Further they have stated that after publication of notice in daily newspaper 'Sanj Samachar' dt. 27/01/2026, no one has appeared to file any objection and therefore, they have prayed to

issue Heirship Certificate in their favour in respect of the immovable property left by deceased.

- 4] The other nearest heirs and relatives of deceased Kalubhai Polabhai Rajpara and deceased Ranjanben Kalubhai Rajpara has filed her consent affidavit at Exh. 10, wherein he has consented to issue Heirship Certificate in favour of the current applicants. The pedigree of deceased Kalubhai Polabhai Rajpara at Exh. 13.
- 5] In this application, the applicants have produced the true copy of Sale Deed at Exh. 08 and perusing the same deceased Kalubhai Polabhai Rajpara and deceased Ranjanben Kalubhai Rajpara are the joint owners of the Immovable Property as mentioned therein.
- 6] The applicants have filed Valuation Report at Exh. 14, wherein the Market Value of the Immovable Property is stated as Rs. 4,00,000/-. In view of the above, the applicants are liable to pay requisite Court fees, so far value of the immovable property left by deceased is concerned.
- 7] The applicants have filed a closing purshish at Ex. 15 for completion of his evidence.
- 8] Looking to the record of the case and the evidence produced by the applicants, the applicants have complied with requirements to grant Heirship Certificate in respect of the immovable property left by deceased Kalubhai Polabhai Rajpara and

deceased Ranjanben Kalubhai Rajpara as mentioned in Schedule - A at Mark 1/1 and no one appeared to file any objection in response to the publication of notice in daily newspaper as discussed above. Therefore in view of above discussion, there is no reason to disbelieve the version of the applicant and accordingly, the applicant's application requires to be allowed. Hence, in the interest of justice, following final order is passed.

:: ORDER ::

The applicant's application is hereby allowed. The Heirship Certificate be issued in the joint name of the applicants 1] Sandipbhai Kalubhai Rajpara and 2] Mayurbhai Kalubhai Rajpara in respect of the immovable property left by deceased Kalubhai Polabhai Rajpara and deceased Ranjanben Kalubhai Rajpara as mentioned in Schedule-A at Mark 1/1 on production of requisite Court Fees on value of the immovable property.

Signed and pronounced in the open Court today on this 16th day in the month of April - 2026.

Date:- 16/04/2026

RAJKOT

(Abhay Sanjay Khandelwal)

7th Additional Civil Judge,

RAJKOT

UIC No. GJ 01662