



**In the Court of 17th Additional Senior Civil Judge,
At: RAJKOT**

Civil Misc. Application No. 308/2026
Exh. No.

Applicants:

1. Ketkiben Shaileshchandra Dholakia
W/o. Ajaykumar Vaidya
Aged- Adult, Occu- Housewife,
R/o. 301, Golden Heights Sheetalpark,
Nr. Busstop, 150 Feet Ring Road,
Rajkot.

2. Beenaben Shaileshchandra Dholakia
W/o. Nishithbhai Mehta
Aged- Adult, Occu- Housewife,
R/o. A-108, Rok Avenue Plot-D,
Hindustan Naka, Kandiwali West,
Mumbai.

Sub. :- Application for Heirship Certificate.

Mr. K. J. Dhandhukiya, Learned Advocate for the applicants.

:-: ORDER :-:

[1] Brief facts of the application is that Manjulaben Shaileshchandra Dholakia expired on 12/12/2025 and present

applicants are heirs of the said deceased. Deceased had passed away without making any will or testament in respect of her immovable property. Applicants have not filed any application before any other court for obtaining Heirship Certificate of the deceased Manjulaben Shaileshchandra Dholakia. And applicants have preferred this application to obtain Heirship Certificate under provisions of **The Bombay Regulation Act**, in respect of the immovable property of deceased as mentioned in Schedule attached with this application with Exh. 1 .

[2] Now after considering the application, it appears that a public notice inviting objection to the grant of Heirship Certificate published in daily newspaper 'Aajkaal' on 25/02/2026 and the copy of said newspaper is produced on record vide Ex. 07 and after that in response to the publication of the said notice, no one has appeared to file any objection. Further applicants have produced the following documentary evidence in support of their application:-

<u>Sr. No</u>	<u>Documents</u>	<u>Exh.</u>
1.	Public notice in the newspaper	7
2.	Affidavit regarding Pedigree	8
3.	Valuation report	9

4.	Tax bill	10
5.	Final affidavit	11, 12
6.	Sub-lease agreement	13
7.	Share certificate	14
8.	Death Certificate of Manjulaben Shaileshchandra Dholakia	15
9.	Death certificate of heir	16
10.	Property card	17
11.	Closing purshish	18

[3] No one appeared to file any objection in response to the publication of notice in daily newspaper as discussed above. In the present case, the applicants have sought to obtain the Heirship Certificate of the immovable property of the deceased in view of the **Bombay Regulation VIII of 1827**, which provides for the heirship certificate to declare the property of the inheritor as the rightful heir of the deceased who died in intestacy.

[4] Therefore, taking into consideration, all above affidavits and documents, it is clear that no objections or any dispute will be raised by any heirs when order is passed by this Court to issue heirship certificate to the applicants. Therefore in view of above discussion, there is no reason to disbelieve the version of the

applicants. Thus, applicants are rightful to get heirship certificate in respect of immovable property of the said deceased.

Therefore after considering the application and supporting documents and affidavits it appears that applicants are rightful heirs and applicants are entitled to get heirship certificate of the deceased and therefore following order is passed:-

-: **ORDER** :-

- [1] The present application is hereby granted.
- [2] The Heirship Certificate of the immovable property of deceased Manjulaben Shaileshchandra Dholakia as described in the schedule of the properties produced with this application be issued in the name of applicants Ketkiben Shaileshchandra Dholakia W/o. Ajaykumar Vaidya and Beenaben Shaileshchandra Dholakia W/o. Nishithbhai Mehta on payment of requisite court fees on the value of the property.
- [3] The above order is given only in respect of the acknowledgment of heir and is not given to determine the right, title, interest or partition of any of the parties so that

the above order will not be binding/affecting any proceedings for any existing law or for determination of right, title, interest or share.

Pronounced and signed today on 23rd April,
2026, in the open Court.

Place :- Rajkot

Date :- 23/04/2026

(**Sohel Anwarmiya Shaikh**)
17th Additional Senior Civil Judge
& ACJM, Rajkot
UIC No. GJ01340