



**In the Court of 17<sup>th</sup> Additional Senior Civil Judge,  
At: RAJKOT**

**Civil Misc. Application No. 1707/2023**  
**Exh. No.**

**Applicant:**

Ansh Abhaykumar/bhai Bharadwaj  
Aged 29 yrs, Occu- Advocate,  
R/o. Sagar Tower, 2<sup>nd</sup> Floor,  
Amin Marg, Rajkot.

**Sub. :- Application for Heirship Certificate.**

**Mr. S. D. Vora, Learned Advocate for the applicant.**

**:-: ORDER :-:**

[1] Brief facts of the application is that Abhaykumar/bhai Ganpatram/rai Bharadwaj expired on 01/12/2020 and present applicant is heir of the said deceased. Deceased had passed away without making any will or testament in respect of his immovable and movable properties. Applicant has not filed any application before any other court for obtaining Heirship Certificate of the deceased Abhaykumar/bhai Ganpatram/rai

Bharadwaj. And applicant has preferred this application to obtain Heirship Certificate under provisions of **The Bombay Regulation Act**, in respect of the immovable and movable properties 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 'Akila' on 27/06/2023 and the copy of said newspaper is produced on record vide Ex. 16 and after that in response to the publication of the said notice, no one has appeared to file any objection. Further applicant has produced the following documentary evidence in support of his application:-

| <u>Sr. No</u> | <u>Documents</u>   | <u>Exh.</u> |
|---------------|--|-------------|
| 1.            | Final affidavit  | 5           |
| 2.            | Maximum court fee purshish                                   | 9           |
| 3.            | Registered sale deed   | 11-13       |
| 4.            | Death Certificate of Abhaykumar/bhai Ganpatram/rai Bharadwaj | 14          |
| 5.            | Heirship Certificate obtained vide CMA 115/02                | 15          |
| 6.            | Public notice in the newspaper                               | 16          |
| 7.            | Consent affidavit  | 17-20       |

|     |   |    |
|-----|---|----|
| 8.  | Affidavit regarding pedigree                      | 21 |
| 9.  | Affidavit regarding death certificate of deceased | 22 |
| 10. | Consent affidavit                                 | 23 |
| 11. | Tax bill  | 24 |
| 12. | Registered sale deed                              | 25 |
| 13. | Closing purshish                                  | 26 |

[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 applicant has sought to obtain the Heirship Certificate of the immovable and movable properties 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] Now after considering the application and affidavits and documents filed by the applicant it appears that other heirs of deceased have given their consent for issuing Heirship Certificate in favour of the applicant. 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 applicant. Therefore in view of above discussion, there is no reason to disbelieve the

version of the applicant. Thus, applicant is rightful to get heirship certificate in respect of immovable and movable properties of the said deceased.

Therefore after considering the application and supporting documents and affidavits it appears that applicant is rightful heir and applicant is 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 in respect of the 100% Immovable Property No. 1 and 3 and 50% share in Immovable Property No. 2 and 100% share in movable properties of deceased Abhaykumar/bhai Ganpatram/rai Bharadwaj as described in the schedule of the properties produced with this application be issued in the name of applicant Ansh Abhaykumar/bhai Bhardwaj 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 this 30<sup>th</sup> day of April, 2026 in the open Court.

Place :- Rajkot

Date :- 30/04/2026

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