



In the Court of 16th Additional Senior Civil Judge,
At: Rajkot

Civil Misc. Application No. 2854/2025

Exh. No. _____

Applicants:

1. Pratapbhai Ambabhai Dodiya

Age: 74 Yrs, Occu: Business,

Address: Shree Virai Krupa, Vijay Plot,
Street No.4, Gondal Road, Rajkot.

2. Kumarbhai Surabhai Dodiya

Age: 45 Yrs, Occu: Business,

Address: Vijay Plot-4, Nr. Suryakant Hotel,
Gondal Road, Rajkot.

3. Parag Surabhai Dodiya

Age: 42 Yrs, Occu: Business,

Address: Vijay Plot-4, Nr. Suryakant Hotel,
Gondal Road, Rajkot.

Subject:- Application to obtain Heirship Certificate.

K. D. Dodiya, Learned Advocate for the applicants.

∴ ORDER ∴

[1] Brief facts of the application is that Maniben Bhavanbhai Vadher W/o. Ambabhai Dodiya expired on 11/07/1980 and present applicants are heirs of the said deceased. Deceased had passed away without making any will or testament in respect of his immovable property. Applicants has not filed any application before any other court for obtaining Heirship Certificate of the deceased Maniben Bhavanbhai Vadher W/o. Ambabhai Dodiya. 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 'Akila' on 12/01/2026 and the copy of said newspaper is produced on record vide Ex. 26 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.	Death receipt of the deceased	6
2.	Registered sale deed document	7
3.	Pedigree	8
4.	Death certificate of heir	9, 11, 13, 15, 17
5.	Pedigree of heir	10, 12, 14, 16, 18
6.	Aadhar card of applicants	19
7.	Property card	20
8.	Death receipt of deceased	22
9.	Death certificate of heir	23-25
10.	Public notice in the newspaper	26
11.	Consent affidavit	27-52
12.	Final affidavit	57
13.	Affidavit of applicant	58
14.	Final affidavit	54, 55
15.	Closing purshish	62
16.	Maximum court fee purshish	63

[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] Now after considering the application and affidavits and documents filed by the applicants it appears that other heirs of deceased have given their consent for issuing Heirship Certificate in favour of the applicants. 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 applicant is 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 value of the above property is considered maximum. Therefore, this certificate is accordingly issued on the court-fees stamps of Rs. 75,000/-, it being the maximum court-fees payable on the value of the above property as per **Bombay Regulation VIII of 1827** and the applicants are declared as legal heirs with respect to property as per the schedule filed with this application of deceased Maniben Bhavanbhai Vadher W/o. Ambabhai Dodiya.

[3] The current market value of the property subject to the application as stated in Section 29 of the Gujarat Court Fees Act, 2004 order to pay the court fee as per Article 10 of the First Schedule on cost basis. Accordingly, the order for issue of heirship certificate is issued.

[4] 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

Pronounced and signed today on this 11th day of March,
2026 in the open Court.

Place :- Rajkot (Mohamedmaksud Mohamediqbal Shaikh)
Date :- 11/03/2026 16th Additional Senior Civil Judge
Rajkot
UIC No. GJ01294