

MHND160016162022

**Civil M.A. No. 255/2022
Laxmibai & ors Vs. Nil.**

ORDER BELOW EXH.1 IN CIVIL M.A. 255/2022
(PASSED ON DTD. 18.01.2023)

This application filed by applicants, they have requested to issue heir-ship certificate in their name U/s. 2 and 3 of Bombay Regulation Act, VII of 1827.

02. The applicants have contended that the applicants are the legal heirs of the deceased **Maroti Putaji Tagadpalle** who died on 28.09.2022 at Hadgaon Tq. Hadgaon Dist. Nanded. The applicants have contended that applicant no. 1 is the wife, applicant no. 2 & 3 are the son and applicant no. 4 & 5 are the daughter of the deceased Maroti Putaji Tagadpalle. The applicants requires the heirship certificate for all official purpose. Applicants submitted that, they are the legal heir of deceased Maroti Putaji Tagadpalle and except them, there are no any legal heirs. So they prayed for allowing the application and issuing legal heirs certificate in their favour.

03. After filing of this application, public notice was issued in the Newspaper “ Dainik Satyaprabha” at Exh. 11 dated 23.11.2022 and objection were called, if any. Till today nobody have filed any objection to issue the heirship certificate of deceased Maroti Putaji Tagadpalle in the names of applicants.

04. It is the contention of the applicants that they are only legal heirs of the deceased Maroti Putaji Tagadpalle. It is further contended by their that, except themselves there are no any other legal

heirs of the deceased. In support of application, they filed copy of death certificate of deceased Maroti Putaji Tagadpalle issued by Registrar (Birth & Death) Municipality Hadgaon Tq. Hadgaon Dist. Nanded at Exh. 14, verified copy of heirship certificate issued by Counselor, Nagar Parishad, Hadgaon Tq. Hadgaon Dist. Nanded at Exh. 15, they also verified copy of Aadhar Card applicant no. 1 to 5 at Exh. 16 to 20, According to them, except applicants there are no any other legal heirs of deceased – Maroti Putaji Tagadpalle.

05. The evidence adduced by the applicants remained unchallenged as nobody appeared and cross-examined to the applicant. The claim of applicants for grant of heirship certificate has gone unchallenged. Therefore, I am inclined to issue heirship certificate by showing all of them as legal heirs of deceased - Maroti Putaji Tagadpalle. Hence, I proceed to pass following order.

ORDER

1. Application is allowed.
2. Applicant no. 1 to 5 are sole legal heirs of deceased Maroti Putaji Tagadpalle.
3. Issue Heirship Certificate in accordance with appendix 'B' of Bombay Regulation Act VIII of 1827 in favour of the applicants on requisite court fees.
4. The applicants shall comply notes of para No. 312, 313 of Civil Manual.

Place : Hadgaon
Date : 18.01.2023

(J.D. Jadhao)
Civil Judge, Jr. Division
Hadgaon Dist. Nanded.

CERTIFICATE

*I affirm that the contents of this P.D.F. file Order
are same word to word, as per the original Order.*

<i>Name of the Stenographer</i>	<i>:</i>	<i>M.K. Gawale</i>
<i>Court Name</i>	<i>:</i>	<i>Court of C.J.J.D. Hadgaon.</i>
<i>Date</i>	<i>:</i>	<i>18-01-2023</i>
<i>Order signed by the Presiding Officer on</i>	<i>:</i>	<i>18-01-2023</i>
<i>Order uploaded on</i>	<i>:</i>	<i>18-01-2023</i>