



M.J.C. No. 77/2026
Sumanbai +3
-Vs- Nil.
MHAM180001652026

ORDER BELOW EXH.01
(Date :- 02-04-2026)

01. This is an application for grant of heirship certificate in accordance with the provision of the Bombay Regulation VIII of 1827.

02. Facts in short: The relationship of applicants with deceased **Anil Janardan @ Janardhan Shelke** (died on 31/05/2024) is as under:

Sr. No.	Name	Relationship with deceased
1.	Sumanbai Janardanrao Shelke	Mother
2.	Pravina Anil Shelke	Wife
3.	Princy Anil Shelke	Daughter
4.	Dishant Anil Shelke	Son

03. Deceased **Anil Janardan @ Janardhan Shelke** was resident of Morchund, Tq. Warud Dist. Amravati. He was the son of applicant no.01, husband of applicant no.02 and father of applicant no.03 and 04. Therefore, at present except the applicants there is no other class I legal heir to the deceased **Anil Janardan @ Janardhan Shelke**. The applicants are in need of heirship certificate of deceased for some official purpose. Therefore, this application.

04. After filing the application, public notice was published in daily newspaper "**Warud Darpan**" dated 29.01.2026 which is filed below **Exhibit 10**. Nobody appeared or filed any objection to the claim of the applicants.

05. In support of her contention, the applicant no.02 Pravina Anil Shelke has examined herself at **Exh.06**. Applicant has also filed on record the death certificate of deceased **Anil Janardan @ Janardhan Shelke** at **Exh.12** which suggest that, he is died on 31.05.2024.

06. Heard Ld. Advocate for applicant. He has submitted that as per the Bombay Regulation III of 1827, granting heirship certificate is only a formal recognition of heirs of the deceased. Admittedly, nobody has objected the application after issuing public notice. He further submitted that applicants are the legal heirs of the deceased. Hence, he prayed that application be allowed.

07. The grant of heirship certificate is solely, for the convenience of the heirs. Beyond that, it is of no significance. The rules also indicate that it is mandatory for the Court to issue an heirship certificate, if after publication of citation, no objector comes forward within one month from the date of publication. In that case, the Court shall forthwith receive such proof as may be offered of the right of the person making the claim, and if satisfied, shall grant a certificate in the prescribed form declaring them the recognized heirs of the deceased. The scope of such inquiry is limited to ascertain the claim of heirship of the applicants. The petitioners claim and the impugned order are required to be appreciated against the above legal position.

08. In the case in hand the applicants claim is that they are the legal heirs of the deceased. The death certificate of the deceased **Anil Janardan @ Janardhan Shelke** is filed on record. The public

notice has been issued but nobody has objected the contention asserted by the applicants. It also appears that applicants appear to be class-I heirs as per the Hindu Succession Act 1956.

09. After considering the pleadings, documents on record and submission of learned Advocate for the applicants, this Court is of the opinion that issuance of heirship certificate is merely formal recognition as an heir of deceased. All the documents and evidence before the Court is sufficient to issue heirship certificate in the name of applicants. Therefore, considering the unchallenged evidence of the applicants, documents filed on record and in absence of any objection, there is no impediment to allow the application. Hence, I pass the following order.

ORDER

01. The application is allowed.
02. The applicants are formally declared to be the legal heirs of deceased **Anil Janardan @ Janardhan Shelke**.
03. Heirship certificate, as per Appendix-B under the Bombay Regulation Act, 1827, be issued in name of applicants after depositing proper court fees.

Place : Warud
Date : 02/04/2026

(Vivek V. Rajurkar)
Jt. Civil Judge Jr. Division.,
Warud, Tq.Warud Dist.Amravati.