

MHAU070012632026



Civil M.A.No.154/2026  
**Bhaginath & Ors. Vs. Nil**

**ORDER BELOW EXH.01**

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01. This is an application for issuance of heirship Certificate in the name of applicants under the Bombay Regulation Act VII of 1827.

02. Perused the application, documents and evidence on the record. Heard the Ld. advocate for applicants.

03. Applicants along with the application filed verified copy of death certificate of deceased - Bhima Ghashiram Rasne and Bhagubai Bhima Rasne and verified copy of Aadhar Card of applicants.

04. It is submitted on behalf of applicants that they are related with deceased -Bhima Ghashiram Rasne and Bhagubai Bhima Rasne. Applicant Nos. 1 to 3 are children of deceased Bhima Ghashiram Rasne and Bhagubai Bhima Rasne.

05. Deceased Bhima Ghashiram Rasne is died on **02/08/2006**, Bhagubai Bhima Rasne is died on **31/12/1995**. Applicants are only legal heirs of the deceased. For governmental and semi-governmental purposes, they felt necessity of the heirship certificate. Applicants have not referred about any

movable or immovable property for issuance of heirship certificate. Applicants have even not filed any property documents on the record. They need heirship certificate only for formal recognition as they are the legal heirs of the deceased.

06. As the procedural requirements, the compliance is also made as to the publishing the proclamation in the daily circulated local paper "**Marathwada Kesari**", dated 18/03/2026 at Exh.10 calling the objection through the public notice. However, no objection were appeared and application proceeded without any objection.

07. Applicants have filed the affidavit in lieu of examination-in-chief in support of their contention at Exh.09. No doubt that the affidavit is in tune of their application. Further, as no objection was raised, their application remained unchallenged. The evidence is well corroborating with the evidence on the record. Moreover, from the affidavit, it shows that applicants are related with deceased. The claim of applicants remained unchallenged. From material available on record, it can be held that applicants are the legal heirs of the deceased. It is pertinent to note that the heirship certificate is merely a formal recognition that applicants are the legal heirs of the deceased. Therefore, I am inclined to issue heirship certificate by showing applicant Nos.1 to 3 as legal heirs of the deceased Bhima Ghashiram Rasne and Bhagubai Bhima Rasne. Hence, in the light of the positive evidence appearing on the record, I pass the following order -

**ORDER**

1.	The application is allowed.
2.	Applicants No. 1 Bhaginath Bhima Rasane, applicant No.2 Tarabai Popat Pandure and applicant No.3 Usha Devichand Banagaiye are formally recognized as legal heirs of the deceased Bhima Ghashiram Rasne and Bhagubai Bhima Rasne.
3.	Issue the heirship certificate in the prescribed form under the Bombay Regulation VIII of 1827 in the favour of applicants after depositing requisite Court Fees as per Schedule(i) Section 12 of The Maharashtra Court Fees Act, 1959.
4.	The heirship Certificate is issued only for the purpose as mentioned in para No.05 of the order.

Date :-28/04/2026

(S. S. Agrawal)  
Jt. Civil Judge, J.D. Gangapur  
Dist. Aurangabad.

**CERTIFICATE**

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

Name of the Stenographer	S. M. Shaikh
Name of the Court	S.S. Agrawal, Jt. Civil Judge Dn. & J.M.F.C., (Court No.1), Gangapur
Order Date	28/04/2026
Order signed by the P.O.on	28/04/2026
Order uploaded on	28/04/2026