

MHAU090001982026



ORDER BELOW EXH. 1

Vaishali Sanjay Tarte and Others.

.... Applicant

Vs.

Nil

.... Opponent

This is an application under the provision of Section VIII of the Bombay Regulation at 1827 for grant of heirship certificate.

2] It is contended that, the applicant No.1 is the wife and applicant Nos.2 and 3 are the sons of deceased Sanjay Dashrath Tarte died on 24.10.2017. The mother of deceased i.e. Savitribai Dashrath Tarte died on 20.09.2025. Applicants are prayed for issuance of heirship certificate. The notice was published in Newspaper "Kesari" dtd. 22.01.2026 (Exh.6) and objections were called for within 30 days.

3] The applicant No.1 has lead his evidence by way of affidavit (Exh.7) in support of her application. She on oath stated that Sanjay Dashrath Tarte died on 24.10.2017. The applicants are the only legal heirs of deceased Sanjay Dashrath Tarte.

4] The applicant has filed original scanned copy of death certificates of deceased (Exh.8 and 9), which discloses that, Sanjay Dashrath Tarte died on 24.10.2017, Savitribai Dashrath Tarte died

on 20.09.2025. Further, the applicants have filed original scanned copy of Aadhar cards (Exh.10 to 12). In spite of proclamation and public notice issued in daily newspaper, none appeared and has raised objection up till now.

5] I have gone through the provisions of section 2 and 7 of the Bombay Regulation VIII of 1827. It provides that if an heir desires of having his right formally recognized by the court, the Judge, on application, shall issue of proclamation inviting objections, and if no objection is offered, the Judge will proceed to receive proof of the right of the applicant, and, if satisfied, grant him a certificate of heirship. I have also gone through the provisions of Chapter XIV Para 304 of Civil Manual under that provision, an application under section 2 of regulation VIII of 1827 can be entertained by Civil Judges directly.

6] Considering the documentary and oral evidence on record, I am satisfied that, certificate of heirship needs to be granted in favour of applicants. It is clarified that, certificate of heirship is granted only for the legal management of the property of the deceased and not for transfer of property or transfer of any valuable security. Hence, I pass following order.

ORDER

1] The application is allowed.

2] It is declared that, applicant No.1 Vaishali Sanjay Tarte, applicant No.2 Om Sanjay Tarte and applicant No.3 Sai Sanjay Tarte are the heirs of deceased Sanjay Dashrath Tarte died on 24.10.2017.

3] The Certificate for Heirship is granted only for the legal

management of the property of the deceased and not for transfer of property or transfer of any valuable security.

4] Issue Heirship Certificate accordingly to the applicant's as per rules.

Place: Paithan

Date : 07.04.2026

(S.S.Ramdin)

3rd Jt. Civil Judge (J.D.)

Paithan

Certificate

“I affirm that the contents of this P.D.F. file Judgment/Order are same word for word as per original .”

Name of Steno	R. S. Puri [Stenographer Grade-III]
Court Name	Smt.S.S.Ramdin, 3 rd Jt.Civil Judge,J.D, Paithan.
Date	07.04.2026
Judgment /order signed by P.O.on	07.04.2026
Judgment /order uploaded on	07.04.2026