

MHAU090004922026



**ORDER BELOW EXH. 1**

Kishor Kadubal Teke and Ors.

.... Applicants

**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 Nos.1 to 3 are the sons, applicant No.4 is the wife and applicant No.5 is the daughter of deceased Kadubal Bhagaji Teke died on 18.06.2024. The mother of deceased i.e. Parubai Bhagaji Teke died very early. Applicants are the only legal heirs of the deceased. The notice was published in Newspaper "Samana" dtd. 17.02.2026 (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 his application. He on oath stated that Kadubal Bhagaji Teke died on 18.06.2024. The applicants are the only legal heir of Kadubal Bhagaji Teke.

4] The applicants have filed original scanned copy of death certificate of deceased (Exh.8), which discloses that, Kadubal Bhagaji Teke died on 18.06.2024. Further, the applicants have filed original scanned copy of Aadhar card of deceased (Exh.9). Further, the

applicants have filed original scanned copy of Aadhar cards (Exh.10 and 14). 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 Kishor Kadubal Teke applicant No.2 Somnath Kadubal Teke, applicant No.3 Prakash Kadubal Teke, applicant No.4 Malanbai Kadubal Teke and applicant No.5 Sushila Sham Agaj are the heirs of deceased Kadubal Bhagaji Teke died on 18.06.2024.

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 : 28.03.2026

(S.S.Ramdin)

3<sup>rd</sup> 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 <sup>rd</sup> Jt.Civil Judge,J.D, Paithan.
Date	28.03.2026
Judgment /order signed by P.O.on	28.03.2026
Judgment /order uploaded on	30.03.2026