

**ORDER BELOW EXH-1**

1. Perused the application. Heard learned counsel for the applicants. Instant application has been filed on behalf of applicants for issuance of legal heirship certificate under section 2 of the Bombay Regulations Act, 1827.

2. It is the contention of the applicants that the applicant No. 1 to 4 are children of deceased Jamunabai Kisanlal Bhutada. Jamunabai Kisanlal Bhutada died on 1704/2016 at Mauje Mondha Road, Georai, Tq. Georai, Dist. Beed. For Government and Semi Government purpose applicants required the legal heirship certificate. The applicants are the only legal heirs of the deceased Jamunabai Kisanlal Bhutada. Hence, they prayed for grant of Heirship Certificate.

3. Perusal of record shows that the applicants examined AW-1 Vijayprakash Kisanlal Bhutada at Exh. 11 who deposed about death of deceased and applicants are the only legal heirs of deceased. AW-1 deposed that husband of deceased had died since long. It appears that the testimony of AW-1 about death of deceased has been supported by death certificates at Exh-6. Exh. 10 is copy of newspaper which shows that the notice of application made by applicants have been issued through paper publication, but no one appeared from public at large in the case.

Citation notice was also issued but no one has taken any objection. It appears that the application at Exh-01 for issuance of heirship certificate remained uncontested and unchallenged. In a proceedings for heirship certificate, the court is not required to determine title of the deceased to any property. It is required only to consider whether the persons claiming heirship certificate are the heirs of the deceased. Oral and documentary evidence produced by the applicants shows that they are the heirs of the deceased Jamunabai Kisanlal Bhutada. Therefore, it would be desirable to issue legal heirship certificate in favour of applicants. Hence, I proceed to pass following order.

### **ORDER**

- 1) The application is allowed.
- 2) The applicant No. 1 to 4 are directed to furnish necessary Court Fee Stamps in terms of provisions of Bombay Court Fees Act 1870, within 30 days from the date of this order, if required.
- 3) It is hereby directed that Heirship Certificate be issued to applicants **1. Vijayprakash Kisanlal Bhutada, 2. Jayprakash Kisanlal Bhutada, 3. Omprakash Kisanlal Bhutada and 4. Shivprakash Kisanlal Bhutada** as class-I legal heirs of deceased **Jamunabai Kisanlal Bhutada**.

Civil M.A. No. 1051/2025  
Vijayprakash vs. Nil  
CNR NO. MHBI110042682025

4) The application is disposed off.

**Date : 12/03/2026**

**( Ravindra A. Misal )  
Civil Judge (J.D.), Georai.**

Civil M.A. No. 1051/2025  
Vijayprakash vs. Nil  
CNR NO. MHBI110042682025

**Certificate**

I affirm that the contents of this PDF file are same,  
word to word, as per the original judgment / order.

Dictated on : 12/03/2026  
Transcribed on : 12/03/2026  
Checked & signed on : 12/03/2026

(M. V. Mandve )  
Stenographer Grade - 3