


MHBU100000522026 	Civil M.A. 04/2026 <b>Rukhsana Bai Abdullah Bhai &amp; others -Vs. None</b>
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**ORDER BELOW EXH.01**  
(Passed on 16.04.2026 )

This is an application filed under Rule 2 of Bombay Regulation VIII of 1827 for declaring applicants as recognized heirs of the deceased namely **Abdullah Ibrahimhai** (hereinafter referred as “the deceased” for short).

02. It is contended by applicants that the deceased **Abdullah Ibrahimhai** died on 27/05/2019 at Malkapur, Tq. Malkapur Dist. Buldhana . The legal heirs of the **Abdullah Ibrahimhai** are applicant no.1 is his Wife , applicant no. 2 is his son and applicant no. 3 is his daughter. Therefore, the applicants are the legal heirs of the deceased **Abdullah Ibrahimhai** after his death and apart from the applicants the deceased **Abdullah Ibrahimhai** did not have and does not have any other legal heir. Therefore, applicants are only legal heirs of the deceased. The applicants want heirship certificate of deceased for government and semi-government work as well as for registered work. Hence, they are constrained to file the present application. Further, the learned counsel for the applicants argued that, applicants are only legal heirs of the deceased.

03. Perused the record. I have also gone through the documents placed on the record. In support of the contentions, applicants filed affidavit of examination in chief of applicant No. 2 (Exh.11). The applicants produced following documents :-

- i. Death certificate of deceased **Abdullah Ibrahimhai** (Exh.12),
- ii. Aadhar card of all applicants (Article A to C)
- iii. Paper publication notice published in the newspaper namely “Dainik Samana” dtd. 19/01/2026 (Exh.13)

04. It is settled law that, the heirship certificate holder cannot be said to have acquired any right, title or interest in the estate of the deceased. It is seen from death certificate of deceased **Abdullah Ibrahimhai** (Exh.12) that he died on 27/05/2019. Applicants have already complied with Rule 2 of the Bombay

Regulation VIII of 1827, by issuing public notice. In support of proof of proclamation, public notice publication of "Dainik Samna" dtd. 19/01/2026 (Exh.13) is placed on record. It is prima-facie appeared from the documents i.e. copy of death certificate of deceased **Abdullah Ibrahimhai** (Exh.12), copy of Aadhar cards of applicants (Article A to C) and unchallenged evidence of applicant No. 1 that applicants are only legal heirs of deceased. Even after issuance of proclamation, no objection appeared on record till today. On being satisfied with the documentary proof on record and considering relation of applicants with deceased, it is necessary to formally recognized them as legal heir of the deceased. Hence, following order is passed.

**- ORDER -**

1.	Issue a certificate in the form of Appendix B of the Bombay Regulation VIII of 1827, for declaring applicants as formally recognized heir of deceased <b>Abdullah Ibrahimhai</b> on payment of Court Fees.
2.	This certificate is not useful to transfer the any other movable (including money) and immovable property of the deceased.
3.	It is also needless to mention that this certificate does not establish the right of applicants in properties of the deceased by itself.
4.	The certificate is issued subject to provision of Chapter 14 para 312 of the Civil Manual.

Malkapur.  
Date : 16/04/2026

**(Atul U. Mote)**  
2<sup>nd</sup> Jt. Civil Judge, Junior Division,  
Malkapur.

**CERTIFICATE**

I affirm that the contents of this <a href="#">P.D.F.</a> file order is same, word to word, as per the original order.	
Court	J.M.F.C. Court No.2, Malkapur
Date	16/04/2026
Order signed by the presiding officer on	16/04/2026
Order uploaded on	16/04/2026