



MJC no. 08 of 2026
Sulochna -vs- Nil.
CNR No. - MHCH170000892026

ORDER BELOW EXH.01

This is an application under rule 2 of chapter – VIII of Bombay Regulation Act for seeking heir-ship certificate. Perused the application and documents produced by applicants. Heard the learned counsel for applicants.

2. It is the contention of applicants that the deceased – Anandrao Paikuji Gaikwad expired on 28.09.2025. Applicant nos.01 and 02 are the daughters of the deceased – Anandrao. The son of the deceased – Anandrao namely the deceased – Rajesh Anandrao Gaikwad expired on 16.04.2021. Applicant no.03 is the widow, applicant no.04 is the son and applicant no.05 is the daughter of the deceased – Rajesh. The widow of the deceased – Anandrao namely the deceased – Mirabai Anandrao Gaikwad expired on 09.04.2021. The mother of the deceased – Anandrao namely the deceased – Rangu Paiku Gaikwad expired on 23.02.1967. Applicants are the only legal heirs of the deceased – Anandrao. Applicants require legal heir-ship certificate for government purpose. Hence, applicants have filed the instant case.

3. The record reveals that public notice was published in daily circulated newspaper Chandradhun on 11/02/2026 and no objections were received against the same. Applicant no.01 has produced her affidavit at Exh.09. Applicants have also produced copies of the death certificates (Exh.10 to Exh.13) of the deceased –

Anandrao, the deceased – Mirabai, the deceased – Rajesh and the deceased - Rangu. They have also produced verified copies of their Aadhar cards (Exh.14 to Exh.18). In affidavit (Exh.09), applicant no.01 has deposed that all applicants are the only legal heirs of the deceased – Anandrao.

4. The evidence of applicant no.01 has remained unchallenged. Therefore, there is no reason to disbelieve her testimony. After perusal of death certificates (Exh.10 to Exh.13), it appears that the deceased – Anandrao expired on 28.09.2025, the deceased – Mirabai expired on 09.04.2021, the deceased – Rajesh expired on 16.04.2021 and the deceased – Rangu expired on 23.02.1967 respectively.

5. Thus, in view of above discussion, I hold that applicants have successfully proved that they are the only legal heirs of the deceased – Anandrao Paikujji Gaikwad. Consequently, in my view they are entitled for heir-ship certificate. Hence, I proceed to pass the following order.

ORDER

1. The application is hereby allowed.
2. Issue heir-ship certificate (in appendix-B) in favour of applicants as legal heirs of the deceased – Anandrao Paikujji Gaikwad on payment of necessary Court Fees Stamp as per rule.

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3. The note be appended to heir-ship certificate as per para 312 of the Civil Manual.

Date – 18.03.2026
Place - Chimur.

(R. D. Bhuyarkar)
C.J.J.D.