


CNR No. MHKO200004832025 	Misc. Civil Appln. No.23/2025 Ranjit Namdev Patil & 1 Other Vs. Nobody
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Order Below Exh. 1
(Dated: 10nd March, 2026)

01. This is an application preferred by the applicants for the grant of Succession Certificate under Section 372 of the Indian Succession Act.

02. The applicants have submitted that, applicant No.1 & 2's uncle Late Dattatray Laxman Patil died unmarried on 22/03/2006 at Pushire Turf Borgaon village. The death has been registered with the Registrar of Births and Deaths Registration Office, Gram Panchayat, Pushire Turf Borgaon and the death certificate is filed along with this application. The applicants are the direct and legal heirs of the Late Dattatray Laxman Patil at the time of his death as per the Constitution. Apart from the applicants, he has no other legal and close heirs. The deceased, Late Dattatray Laxman Patil died by old age and after his death when applicants applied to the revenue officer for the mutation of their names in his name on the 7/12 extract of Gat No.268,466,480 situated at Mouje Waghurde, Tal. Panhala, Dist. Kolhapur. Concerned Village Revenue Officer has informed to the applicants that, bring the succession certificate from the court showing that they are the legal heir of the late Dattatray Laxman

Patil. Late Dattatray Laxman Patil died unmarried and the applicant, as his nephew, is the direct and legal heir under the Hindu Succession Act. Late Dattatray Laxman Patil did not leave any will during his lifetime or there is no evidence of any such will till date. Therefore, the applicants have filed the present application praying to grant the succession certificate to the applicants No.1 & 2 stating that they are the legal heirs of the deceased Late Dattatray Laxman Patil.

03. In support of the submissions, the applicants have filed evidence affidavit of applicant No.1 Ranjit Namdev Patil (A.W.No.1/Exh.9) and witness namely Dilip Vishnupant Patil (A.W.No.2/Exh.10). They reiterated the contents of the application. The applicants have also relied upon and produced the following documents and filed evidence close pursis below Exh.12 :-

- i. Death certificate of Dattatray Laxman Patil (Exh.12),
- ii. certified copy of 7/12 extract of Gat No.268,466,480 situated at Waghurde.
- iii. Copy of Aadhar Card of all applicants.

04. Citation, publication notice were circulated in the daily newspaper "Navsandes" on the date 10/02/2026 (Exh.11). Also proclamation (Exh.6) were circulated on the conspicuous part of house of deceased, in the Gat No. 268,466,480 of Waghurde village, on the office board of Grampanchayat, and Court on 14/02/2026. However, nobody appeared to contest the present application within stipulated period of limitation.

05. Heard Ld. Advocate for applicants. He submitted that as per Section 372 of the Indian Succession Act,1925, granting succession certificate is only a formal recognition of heirs of the deceased. Admittedly, nobody has objected the application after issuing public notice on 10.02.2026. He further submitted that applicants are nephew (पुत्रपुत्र्या) and the only heirs of the deceased.

06. In my view after considering documents and claim of the applicants remained unchallenged. There is no hurdle in issuing Succession certificate in the name of applicants. In result, I pass the following order-

ORDER

- 01.** Application is allowed.
- 02.** Issue succession certificate in favour of the applicants No.1 & 2 being legal heirs deceased Late Dattatray Laxman Patil on payment of the required court fees.
- 03.** In view of schedule I (12) of the Bombay Court Fees Act, the applicant shall pay proper Court fee stamp on the amount in respect of which the certificate is granted.

Kale-Kheriwade.

(V. A. Lavand-Kokate)

Date : 10/03/2026.

Civil Judge Junior Division,

Kale-Kheriwade, Tal. Panhala, Dist. Kolhapur