

MHNG130002952026



Succession Case No.04/2026

Zibali and othrs.

Vs.

- Nil -

ORDER BELOW EXH. NO. 1

(DATED 27/04/2026)

This is an application filed by the applicant under Section 372 of the Indian Succession Act 1925 for grant of succession certificate.

2. Heard learned advocate for the applicants. Perused record.
3. Learned advocate Shri.M.V.Yerpude for the applicants submitted that, the applicants are legal heir of late Bapurao Mahadeo Chaudhari. He died on 13.12.2025 and his mother late Gayabai died in the year 2011 and his father Mahadeo died in the year 2013. The applicant No.1 is wife and applicant No.2 and 3 are sons and applicant No.4 and 5 are daughters of deceased Bapurao Mahadeo Chaudhari. He had no other legal heirs except applicants. Deceased Bapurao Mahadeo Chaudhari was having amount of Rs.67,058.54/- in Account No.874410100001047 of Bank of India, branch Shitalwadi, Tah.Ramtek, Dist. Nagpur. After the death of Bapurao, applicants claimed the said amount from Bank of India, branch Shitalwadi, Tah.Ramtek, Dist. Nagpur but the said authority asked the applicants to produced succession certificate. As per the contention of the applicants there is no other legal heirs to the deceased than the applicants. Hence, it is prayed that the application may be granted.
4. There being no rival party, public notice was issued in daily

newspaper '*Mahasagar*' dated 18.02.2026 (Exh-16) to seek objections, if any, by the public at large. So also the citation notice was issued on vide Exh.5. But despite of sufficient lapse of time no one has taken any objection till the date.

5. To prove the application, applicant No.3 has filed evidence of himself and Shailesh Ganpat Mankar as AW.2. They have filed their affidavit in lieu of examination-in-chief at Exh.7 and 17 respectively. Applicant has deposed that, deceased Bapurao Mahadeo Chaudhari was his father. He is expired on 13.12.2025 and his grandfather and grandmother also died many years ago. Deceased Bapurao Mahadeo Chaudhari was having amount having amount of Rs.67,058.54/- in Account No.874410100001047 of Bank of India, branch Shitalwadi, Tah.Ramtek, Dist. Nagpur is lying in the said saving account. The deceased has no other legal heirs than the applicants.

6. To fortify their claim AW.2 Shailesh deposed that applicant No.1 lives next door to him and applicant Nos. 2 and 5 are her children. He known deceased Bapurao and applicants for many years and he has been visiting their homes and have good relations. The deceased Bapurao Mahadeo Chaudhari have no other legal heirs other than the applicants. Witness has corroborated to the evidence of the applicant.

7. After considering the oral and documentary evidence on record, it appears that applicants have succeeded to prove them as sole legal heirs of deceased Bapurao Mahadeo Chaudhari with sufficient evidence. Besides, no one has raised any objection against the interest of the applicants. Thus, there is nothing on record to disbelieve the

evidence of applicants. Therefore, considering the prayer clause of the application and cumulative effect of all the documents, I proceed to pass the following order.

ORDER

- 1) The application is allowed.
- 2) Succession Certificate be issued in favour of applicants No.1 to 5 to withdraw an amount of Rs.67,058.54/- alongwith accrued interest thereon from Bank of India, branch Shitalwadi, Tah.Ramtek, Dist. Nagpur Account No.874410100001047 of deceased Bapurao Mahadeo Chaudhari on payment of appropriate court fees and on furnishing security as per law.

Sd/-

Ramtek
Date : 27.04.2026

(Smt. D.C.Vorani)
2nd Joint Civil Judge, Jr. Division,
Ramtek.

CERTIFICATE

I affirm that the contents of this P.D.F. file of order are same word to word as per original order.

Name of Stenographer : D.B.Bhivgade
Stenographer G-III