

MHRG070013162025



Received on : 26/11/2025  
Registered on : 03/12/2025  
Decided on : 25/03/2026  
Duration : Y M D  
00 03 29

**IN THE COURT OF CIVIL JUDGE JUNIOR DIVISION,**  
**KARJAT**  
**TAL. KARJAT, DISTRICT : RAIGAD**  
**( Presided over by Smt. A.S.Wadkar )**

**CIVIL MISC. APPLICATION NO.188 OF 2025**  
**Exh.29/B**

1. **Nina Girish Gujarathi**  
Age: 63 years, Occupation : Housewife  
Address : Dnyadeep Society, Room No.42,  
Neral Matheran Road, Pulachiwadhi,  
Post-Kirvali, Tal. Karjat, Dist.- Raigad
  
2. **Chaitali Girish Gujarathi**  
Age:34 years, Occupation : Job/Housewife  
Address : Flat No.01, Rushabh Niwas CHS,  
Gandhi Nagar Road, above Rushabh Dairy,  
Gandhi Nagar, Dombivali- East, Kalyan,  
Thane, Maharashtra 421 204.
  
3. **Harshali Prasanna Mehta**  
Age : 29 years, Occupation : Job/Housewife  
Address : 301 Vardan, Kelkar Road,  
Dombivali- East, Near Ramkrushna Hotel,  
Kalyan, Thane, Maharashtra-421 201.

... Applicants

Versus

None

...Opponent.

**Application for Heirship Certificate under the Bombay Regulation Act.**

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Advocate for applicants : Shubhangi Salvi.  
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**JUDGMENT**

**(Delivered as on 25/03/2026)**

Applicants have filed the present application for Heirship Certificate under the Bombay Regulation Act.

02. **Facts of present application in nutshell are as under:-**

Applicant No.1 is wife, applicant No.2 and applicant No.3 are daughter of Girish Anantlal Gujarathi. Girish Anantlal Gujarathi has died on 07/02/2025. Mother of deceased Girish Anantlal Gujarathi Namely Kapila Anantlal Gujarathi has died. Father of deceased Girish Gujarathi has also died. Deceased Girish Anantlal Gujarathi not executed any will before death. Applicants are only legal heirs to deceased. Hence, applicants prayed for heirship certificate through this application.

03. Citation notice was issued. Proclamation was published in "Global Times" newspaper on 08/01/2026 calling objection from the public at large. After issuance of citation notice and proclamation in the daily newspaper, no one appeared and raised objection to the present

application.

04. Considering pleadings of applicants and the submission of the learned Advocate for applicants, following points arise for my determination to which I have recorded my findings against each of them for the reasons given below:-

| Sr.No. | POINTS  | FINDINGS                           |
|--------|---|------------------------------------|
| 1      | Whether applicants are entitled for Heirship Certificate, as prayed for ? | <u>In the affirmative.</u>         |
| 2.     | What Order ?  | <u>The application is allowed.</u> |

**REASONS**

**As to Point No.1 :-**

05. In order to establish the claim on behalf of applicant, applicant No.1 Nina Girish Gujarathi (A.W.1) has filed his affidavit of examination-in-chief at Exh.11. In support of his oral evidence, applicants have filed documentary evidence i.e. verified copies of adhar cards of applicant No.1 to 3 at Exh.12 to 14 respectively, original copy of death certificate of deceased Girish Anantlal Gujarathi at Exh.15, copy of property sheet of namely deceased Girish Anantlal Gujarathi related to city serve No.89/2 at Exh.16, Applicants have filed their evidence close pursis at Exh.28, Report of citation notice is at Exh.7.

06. Applicant No.1 Nina Girish Gujarathi (A.W.1) (A.W.1) has reiterated near about all contents of application

Exh.11 in his affidavit of examination-in-chief at Exh.11. In order to avoid the repetition of the same, I find it proper not to reproduce the same.

07. Evidence of applicant No.1 Nina Girish Gujarathi (A.W.1) has remained unchallenged as none of raised any objection to the application. Documentary evidence corroborates the contention of applicants.

08. As discussed above, despite issuance of citation notice and paper publication, none of raised any objection to the application. Consequently, evidence of applicant No.1 Nina Girish Gujarathi (A.W.1) remained unchallenged. Since evidence of the applicant remained unchallenged. Hence, findings on point No.1 is recorded in the affirmative.

**As to Point No.2 :-**

09. As per evidence of applicant No.1 Nina Girish Gujarathi (A.W.1) at Exh.11, applicants have prayed for issuance of legal heirship certificate in their name. Moreover, documents shows that applicants are legal heirs of the deceased Girish Anantlal Gujarathi. However, it is to be noted that issuance of legal heirship certificate is only for the purpose of recognition and it does not create any right in favour of applicants. Hence, the findings on the Point No.2, I pass following order.

**ORDER**

|    |   |
|----|---|
| 1) | Application is allowed.                             |
| 2) | Legal Heirship Certificate be issued in the name of |

|    |  |
|----|--|
|    | applicant No.1 namely <b>Nina Girish Gujarathi</b> , applicant No.2 namely <b>Chaitali Girish Gujarathi</b> & applicant No.3 namely <b>Harshali Prasanna Mehta</b> on furnishing stamp and certificate issue as per Appendix-B as legal heirs of deceased <b>Girish Anantlal Gujarathi</b> . |
| 3) | Applicants shall not be entitled to claim any other benefit on the basis of the said legal heirship certificate issued in their name without following due procedure of law.   |
| 4) | Issue Legal Heirship Certificate accordingly.<br>(Pronounced in open Court )   |

Place :Karjat  
Date : 25/03/2026

Sd/-  
(Smt. A. S. Wadkar)  
Civil Judge, J.D., Karjat  
Dist-Raigad.

