

ORDER BELOW EXH.01.

This is an application for Heirship Certificate filed under Sec.2 of Bombay Regulation VIII of 1827. The applicant No.1 & 2 are married daughters of their deceased parents namely Prakash Chandarakant Chaubal and Smita Prakash Chaubal who are died on 11.02.2025 & 21.08.2023 respectively. Except the applicants deceased Prakash & Smita have no any living legal heirs. Deceased Prakash & Smita had in their own name immovable property bearing Gat no.741/1 admeasuring 1-30-00 and Gat no.740/1 admeasuring 0-70-00 situated at village Roha, Tal-Roha, Dist-Raigad. The applicants require heirship certificate being heirs of deceased Prakash & Smita to get mutated their names to those property.

2. The paper publication is issued on 19.01.2026 in daily newspaper "*Sagar*" calling upon the objection which is at **Exh.22**. Further proclamation is also seen to be duly published vide bailiff report produced at **Exh. 07**, however, none has raised objection till today.

3. This application is for Heirship Certificate as per sec.2 of Bombay Regulation VIII of 1827. Worthless to state here that, this certificate confers no right to the property neither movable nor immovable, but only indicates the person(s) for the time being, is or are in the legal management thereof, the granting of such certificate shall not finally determine nor injure the rights of any person, and the certificate shall be annulled by this Court upon a proof that, another person has a preferable right.

4. In support of contentions, the applicant No.1 filed her evidence affidavit at **Exh.13**, she reiterated therein all contents of main application. The applicants filed verified copy of death certificate of deceased Prakash & Smita at **Exh.18 & 19** respectively. The applicants filed copy of 7 X 12 extracts of both properties at **Exh. 14 & 16** respectively wherein name of the deceased Prakash & Smita appear as a owner. They also produced valuation certificate of both properties issued by Sub-Registrar Roha at **Exh.15 & 17**. Applicants also filed copies of their Adhar cards at **Exh.20 & 21** for purpose of their identification.

5. As properties of deceased Prakash & Smita are situated within jurisdiction of this court, this court has jurisdiction to try and dispose the present application. The claim of the applicants for grant of heirship Certificate has remained unchallenged. Under these circumstances, I do not find any legal impediment in granting Heirship Certificate as prayed by them. With this following order is passed.

ORDER

1. The application is allowed.
2. It is hereby declared that applicant No.1 **Pallavi Akshay Kulkarni** & the applicant No.2 **Sonal Prathamesh Deshpande** are formally recognized legal heirs of deceased **Prakash Chandrakant Chaubal & Smita Prakash Chaubal**.

3. Issue Heirship certificate in favour of applicants in the form contained in appendix B of Bombay Regulation VIII of 1827 on payment of requisite court fee.
4. Case is disposed of accordingly.

Date :- 21.04.2026

Place :- Roha

(S. V. Khaire)

Civil Judge, Junior Division

Roha