

MHRG140000992026



ORDER BELOW EXHIBIT - 1

1. Perused the application. Heard learned counsel for the applicants. This application is filed by applicants for issuance of legal heirship certificate under section VIII of the Bombay Regulations Act, 1827.

2. It is the contention of the applicants that, applicant No.1 is the son, applicant No. 2 and 3 are the daughter-in-law and applicant No. 4 and 5 are the grandsons of deceased Anant Ganpat Kadu. Anant Ganpat Kadu died on 28.11.1988 at Sonari, Tal. Uran, Dist. Raigad. Deceased Anant Ganpat Kadu was having properties at village Karal, Taluka-Uran, District-Raigad. That properties were acquired by government. CIDCO has declared additional benefits regarding the land acquired. Applicants being heirs of the deceased Anant Ganpat Kadu are entitled to get these benefits. Therefore, they approached the concerned officer who asked for heirship certificate. Hence, they prayed for grant of Heirship Certificate.

3. Perusal of record shows that the applicant No.1 Shri. Chandrakant Anant Kadu (AW-1) has filed his affidavit for evidence at Exh.11 and deposed about death of his father Anant Ganpat Kadu and they are the only legal heirs of deceased Anant Ganpat Kadu. It appears that the testimony of the applicant No.1 Shri. Chandrakant

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Anant Kadu about death of his father Anant Ganpat Kadu is supported by death certificate filed at Exh-12. Applicants also filed death certificates of deceased Yamuna Ganpat Kadu who was mother and deceased Prakash Anant Kadu and Mangesh Anant Kadu who were sons of deceased Anant Ganpat Kadu at Exh-13 to 15. Verified copies of award of Village Karal unit case No.10 is filed at Exh-16. Applicants also filed verified copies of their Aadhar cards at Exh.-17 to 20. Verified copy of pan card of applicant No. 2 is filed at Exh-21. Applicants also filed verified copies of their ration cards at Exh-22 to 24. Copy of newspaper i.e. 'Vadalvara' dated 06.02.2026 is filed on record which shows that the notice of application made by applicants have been issued through paper publication, but no one appeared from public at large in the case. Citation notice was also issued but no one has taken any objection. It appears that the application at Exh.01 for issuance of heirship certificate remained uncontested and unchallenged. In a proceedings for heirship certificate, the court is not required to determine title of the deceased to any property. It is required only to consider whether the persons claiming heirship certificate is/are the heirs of the deceased. Oral and documentary evidence produced by applicants shows that applicant No.1 to 5 are the heirs of deceased Anant Ganpat Kadu. Therefore, it would be desirable to issue legal heirship certificate in favour of applicant No.1 to 5. Hence, I proceed to pass following order:-

ORDER

- i. Present application is allowed.

- ii. The applicants are directed to furnish necessary Court Fee Stamps in terms of provisions of Bombay Court Fees Act 1870, within 30 days from the date of this order, if required.
- iii. It is hereby directed that Heirship Certificate be issued to applicant No.1 **Chandrakant Anant Kadu**, applicant No.2 **Pramila Prakash Kadu**, applicant No. 3 **Manjula Mangesh Kadu**, applicant No. 4 **Rushikesh Mangesh Kadu** and applicant No. 5 **Akashy Mangesh Kadu** as legal heirs of deceased **Anant Ganpat Kadu**.
- iv. Present application is disposed off accordingly.

Uran,
Date: 02.07.2026

(S. P. Wankhade)
Civil Judge J.D., Uran.