

MHRG140003082018



Civil MA No.222 of 2018

Vijay Baban Patil & others

v.

None

Order below Exhibit 1 in Civil MA No. 222 of 2018

1. The present application is filed by applicants for issuing Heirship Certificate in their names. It is contended that deceased-Baban Ganpat Patil died intestate on 05.02.2000. Applicant no. 1 is son, applicant no. 2 is wife and applicant no. 3 to 6 are daughters of the deceased.
2. The properties in question are as below (as contended by the applicants):

SCHEDULE OF THE PROPERTY

Village Pagote, Tal. Uran, Dist. Raigad

Sr.No.	Village name	Unit Case No.	Survey No.	Hissa No.	Area	Aakar
1	Pagote	331	60	7	0-14-5	2.06
2		331	63	8	0-13-0	2.06
3		331	101	2	0-08-6	1-06
4		331	112	2	0-16-4	2.25
5		331	127	3	0-03-5	0.44
6		331	127	12	0-01-8	0.19

7		331	83	4/B	0-13-0	1.88
8		331	100	5/B	0-15-5	2.50

3. The applicants have submitted that the said properties are within the territorial jurisdiction of this Court. The said land was acquired by the Government of Maharashtra for CIDCO. Accordingly, award was passed in the name of deceased. The CIDCO has allotted the alternative plots to the project affected persons. The applicants require Heirship Certificate for entitlement of the said plot from the CIDCO in their names. Hence, they have preferred the present application.
4. Public notices were issued in daily newspaper 'Dainik Kille Raigad' (Exhibit 20 and 42) for calling objections from public at large. Similarly, proclamation was also issued (Exhibit 7). However, no one has raised any objection.
5. In support of the present application, the applicant no.1 i.e. Vijay Baban Patil has filed his affidavit at Exhibit 11 and 41. Applicants have also placed on record copy of death certificate of deceased-Baban Ganpat Patil (Exhibit 12), verified copy of Aadhar Card of the applicant no. 1 and 2 (Exhibit 13 and 14), verified copy of Pan Card of the applicant no. 3 (Exhibit 15), verified copy of Aadhar Card of the applicant no. 4 to 6 (Exhibit 16 to 18), true copy of Award of the properties situated at Pagote Unit no. 331/85-86 (Exhibit 19), verified copy of Ration Card of the applicants (Exhibit 21 to 25), copy of death certificate of deceased-Baban Ganpat Patil (Exhibit 46), copy of death certificate of deceased-Ganga Ganpat Patil (Exhibit 47) and true copy of Award of

the properties situated at Pagote Unit no. 331/85-86 (Exhibit 51). There is no objection taken by any person and therefore, the claim of applicants regarding they, being the legal heirs of the deceased-Baban Ganpat Patil remained unchallenged.

6. In view of the above facts and circumstances, the applicants are entitled for the Heirship Certificate in their name as the legal heirs of the deceased. No rights in respect of any property has been determined. Hence, I proceed to pass following order:

::ORDER::

1. The application is allowed.
2. The Heirship Certificate be issued in the name of the applicants i.e. 1) Vijay Baban Patil, 2) Janabai Baban Patil, 3) Gulab Sadanand Patil, 4) Ushabai Ram Mohite, 5) Mai Jayram Patil and 6) Vandana Dhanaji Mundkar as the legal heirs of the deceased-Baban Ganpat Patil to the extent of his share on payment of requisite Court fees by them.

SCHEDULE OF THE PROPERTY

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3. The Heirship Certificate should be used for the only purpose, which is mentioned in the application.

Place: Uran
Date : 10.03.2026

Sd/-
(Ms. G. K. R. Tandon)
2nd Joint Civil Judge, J.D. Uran