

MHRG140024152025



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 Bombay Regulations Act, 1827.

2. It is the contention of the applicant No.1 to 5 that, applicant No.1 is the widow, applicant No.2 is the son and applicant no.3 to 5 are daughters of the deceased Ramdas Raghunath Mhatre. Ramdas Raghunath Mhatre died on 16.05.2022 at Horizon hospital, Thane. Deceased Ramdas Raghunath Mhatre was having property at Dronagiri, Sector 53, tal. Uran, Dist. Raigad. Applicants being heirs want to record their name as heirs of deceased Ramdas Raghunath Mhatre. Therefore, they approach to the concerned office but they were asked to bring heirship certificate. Hence, they prayed for grant of Heirship Certificate.

3. Perusal of record shows that the applicant no.2 Shri. Mahesh Ramdas Mhatre (AW-1) has filed his affidavit for evidence at Exh-11 and deposed about death of his father Ramdas Raghunath Mhatre and they are the only legal heirs of deceased Ramdas Raghunath Mhatre. It appears that the testimony of the applicant no.2 Shri. Mahesh Ramdas Mhatre about death of his father Ramdas Raghunath Mhatre is supported by death certificate at Exh-12. Applicants also filed death certificate of deceased Barkubai Raghunath

Mhatre who was mother of deceased Ramdas Raghunath Mhatre at Exh-13. Applicants also filed verified copy of Aadhar card and Pan card of deceased Ramdas Raghunath Mhatre at Exh-14 and 15 respectively. Verified copies of Aadhar cards of applicants are filed at Exh-16 to 20. Verified copies of pan cards of applicants are filed at Exh-21 to 25. Applicants also filed verified copy of triparty agreement at Exh-26. Copy of newspaper i.e. 'Kille Raigad' dated 18.09.2025 is filed at Exh-27 which shows that the notice of application made by applicant has 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 legal heirs of deceased Ramdas Raghunath Mhatre. 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 applicant no.1 to 5 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 **Manjula Ramdas Mhatre**, applicant No.2 **Mahesh Ramdas Mhatre**, applicant No.3 **Sandhya Deepak Patil (Sandhya D/o Ramdas Mhatre)**, applicant No.4 **Smita Navnit Taware (Smita D/o Ramdas Mhatre and** applicant No.5 **Shital Jayesh Bhoir (Shital D/o Ramdas Mhatre)** as legal heir of deceased **Ramdas Raghunath Mhatre**.
- iv. Present application is disposed off accordingly.

Uran,
Date: 20.03.2026

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