

MHRG190000512026 	Received on	:	18.03.2026
	Registered on	:	18.03.2026
	Decided on	:	04.07.2026
	Period	:	Y M D
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IN THE COURT OF CIVIL JUDGE SENIOR DIVISION, MAHAD
TAL.MAHAD, DISTRICT : RAIGAD.

(Presided over by Shri. Bhagawat T. Zirape)

CIVIL MISC. APPLN. NO.18 OF 2026
Exh.22/A

Shri. Suresh Khandu Matukade,
Age-59 years, Occu. - Agriculturist,
R/o.B/203, Laxman Tirth Apartment,
Jarimari Mandir Road, Near Jarimari
Primary School, Tisgaon Kalyan (E)
Thane 421 306 and
Permanent R/o.Ranvadi Khurd,
Post- Padvi, Tal- Mahad, Dist- Raigad

...Applicant

Vs.

None

...Opponent

Claim:- For issuance of Succession Certificate

Advocate for applicant	: Adv.B.P.Salunke
Advocate for opponent	:- None

:: J U D G M E N T ::

(Delivered on this 4th July 2026)

1. This is an application filed for issuance of Succession Certificate under section 372 of the Indian Succession Act, 1925 in

respect of the amount lying in the name of Tanaji Khandu alias Khandurao Matukade who died on 14.07.2021 at Ranavadi Khurd, Post – Padvi, Tal – Mahad, Dist – Raigad.

2. It is the case of applicant that at the time of his death, Late Tanaji Khandu alias Khandurao Matukade was residing at Ranavadi Khurd, Post – Padvi, Tal – Mahad, Dist – Raigad. His wife Vanita Tanaji Matukade is also died on 30.08.2020. Their son late Rajesh Tanaji Matukade is also died on 21.12.2025. An amount of Rs.91,233.32/- is lying in the name of deceased Tanaji Khandu alias Khandurao Matukade in his saving account bearing No.35535318073 maintained with State Bank of India Branch at Mahad.

3. The applicant is brother of deceased Tanaji Khandu alias Khandurao Matukade. The applicant is the only legal heirs of the deceased Tanaji Khandu alias Khandurao Matukade. Being legal heirs, the applicant is entitled to the securities and properties particularly mentioned in the application para No.4. Finally, the applicant requested for issuance of succession certificate in his name in respect of amount mentioned above. The applicants filed pursis at Exh.21 contending that the present application be treated as application for issuance of succession certificate. Heard the learned advocate for the applicant.

4. Considering the contentions of applicant and documents available on record, following points do arise for my determination. I have recorded my findings against each of them for the reason stated

below:-

Sr. No.	Points	Findings
1.	Does the applicant prove that he is the only legal heir of deceased Tanaji Khandu alias Khandurao Matukade ?	Yes.
2.	Whether the applicant is entitled for grant of succession certificate in his name as prayed for ?	Yes.
3.	What order ?	Application is allowed.

REASONS

As to Points No.1 and 2.

5. Both these points are interlinked with each other. Therefore, I have taken them together for my discussion in order to avoid repetitions. The applicant has filed his evidence affidavit at Exh.11. He reiterated all the contents of application in his evidence affidavit. He specifically deposed that his brother deceased Tanaji Khandu alias Khandurao Matukade is died on 14.07.2021. He further deposed that his brother's wife late Vanita Tanaji Matukade is also died on 30.08.2020 and his nephew late Rajesh Tanaji Matukade is also died on 21.12.2025. He stated his relations with the deceased. Applicant has produced verified copy of death certificate of deceased Tanaji Matukade(Exh.12), verified copy of death certificate of deceased Vanita Matukade(Exh.13), verified copy of death certificate of deceased Rajesh Matukade(Exh.14), verified copy of bank

statement(Exh.15) and verified copy of Aadhar card of the applicant (Exh.17) on record.

6. Paper publication is published in daily newspaper “ Dainik Sagar” on 17.04.2026. Paper publication is at Exh.19. Citation notice is also issued. Report of the same is at Exh.8. It is duly executed by the concerned bailiff. Being brother of the deceased, the present applicant is appears to class – II heir as per the Schedule of the Hindu Succession Act, 1956. Therefore, he is entitled for the amount mentioned above lying in the name of deceased Tanaji Khandu alias Khandurao Matukade.

7. Perusal of the death certificate at Exh.12 to 14 shows that deceased Tanaji Khandu alias Khandurao Matukade, his wife Vanita and his son Rajesh are died on 14.07.2021, 30.08.2020 and 21.12.2025 respectively. As such, applicant appears to be legal heir of the deceased. An amount of Rs.91,233.32/- appears to be lying in the name of Tanaji Matukade as per passbook at Exh.15. Despite paper publication and citation notice, no objection is received till today. Evidence produced on record supports the case of the applicant. Therefore, I am of the view that there is no legal impediment or objection to grant succession certificate in favour of applicant as prayed for. Therefore, the applicant proved that he is the legal heir of deceased Tanaji Khandu alias Khandurao Matukade and he is entitled to receive the succession certificate in his name as prayed in the application. Therefore, I answer point Nos.1 and 2 in the affirmative.

As to Point No.3.

8. In view of my affirmative findings on point Nos.1 and 2, the present application deserves to be allowed. Hence, I proceed to pass the following order.

:: ORDER ::

1. The application is allowed as observed above.
2. Issue Succession Certificate in the name of applicant in the Form prescribed in Schedule VIII of the Indian Succession Act 1925 on his depositing requisite court Stamp Duty in respect an amount of **Rs.91,233.32/-(Rupees Ninety One Thousand Two Hundred Thirty Three and Thirty Two Paise Only)** lying in the name of deceased Tanaji Khandu alias Khandurao Matukade in his saving account bearing No.35535318073 maintained with State Bank of India Branch at Mahad.
3. Proceeding be closed.

Place:Mahad
Date :04.07.2026

(Bhagawat T. Zirape)
Civil Judge Senior Division, Mahad
Dist-Raigad.