

MHRT070015542025

Civil M.A.No.134/2025

Uday Ghanekar & Ors. V/s. Nill.

ORDER BELOW EXH.01***(Passed on 13.04.2026)***

This application is filed seeking Heirship Certificate in the name applicants. Applicants contention is that, **Niyati Uday Ghanekar** is wife of applicant no.1, mother of applicant no.2. She died on 21.01.2023. Applicants are the only heirs of the deceased. Hence, applicants have filed present application.

02. After presentation of this application, due citation **(at Exh.16)** was published in “**Dainik Prahar**” dated 02.01.2026. Till this date no one has raised any objection to present application.

03. In support of application, applicant no.2 has examined himself **(at Exh.14)**. He has reiterated entire contention of application in his affidavit in lieu of examination-in-chief. Applicant has filed original death certificate of deceased Niyati Uday Ghanekar **(at Exh.15)**, verified copies of Aadhar Cards of the applicant nos.1 and 2 **(at Exh.21 and 22 respectively)**. From the evidence on record, it is clear that, deceased is no more.

04. The Hon'ble Bombay High Court in case of **Shri Ganpati Vinayak Achwal in writ petition no. 2177 of 2014** has held that, an heirship certificate does not bestow the status of

an heir upon a person. Grant of such certificate is only formal recognition of his existing status as an heirs. In the facts of the case in hand nobody appeared to challenge the contention of the applicants. So, their contention is that, applicants are the only legal heirs of deceased remain unchallenged. Therefore, considering all these aspects, I have no hesitation to accept the contention of the applicant. In the result of all above discussion following order is passed-

ORDER

- (1) Application is allowed as follows.
- (2) Issue heirship certificate in the name of applicants as mentioned in the application showing him as legal heir of deceased **Niyati Uday Ghanekar**.
- (3) Granting of this Heirship certificate shall not affect title of the property of the deceased persons.

Place - Chiplun
Date - 13.04.2026

(K.A. Powar)
Civil Judge, Jr. Dn., Chiplun.

CERTIFICATE

I affirm that the contents of this PDF file Judgment/order are same, word to word, as per the original Judgment/order.

Name of Stenographer	Mr. S. J. Thorat
Name of Court	C.J.J.D. & J.M.F.C., Chiplun.
Date of publish	13.04.2026
Order Signed by the P.O. on	13.04.2026
Order Uploaded on	13.04.2026