

MHSN110000732020



Order Below Exh.01 In Civ.M.A No.1/2020
(Sanjay Salunkhe Vs. Sunil Salunkhe)

1. Present application is filed for revocation of succession certificate issued by this Court dated 12/07/1993.
2. One Civil M.A. bearing No. 4/1993 was filed by Hirabai Namdev Salunkhe, Dattatray Namdev Salunkhe, Sindhutai Krushna Gaikwad and Madhukar Namdev Salunkhe for succession certificate. It was accordingly allowed on 12/07/1993. On 17/01/2020, Sanjay Bhimrao Salunkhe, Sunil Bhimrao Salunkhe have filed application under Section 383 of the Indian Succession Act, for revocation of succession certificate issued by the Court. It is the contention of the applicants that, they are also legal heirs. The revocation application is contested by original applicant Nos. 1 and 2 by filing their objection below Exh.11.
3. It is settled principle of law that, when the succession certificate application is contested it has to be forwarded to the Hon'ble Court of Civil Judge Senior Division. Para 3052 part II of Civil Manual it has been specifically mentioned that, the Hon'ble Civil Judge Senior Division have powers to take cognizance of **any contested proceedings** under Indian Succession Act, 1925 arising within the local limits of their respective jurisdiction that may be transferred to them by their respective judges.
4. Issuance of succession certificate and revocation of succession certificate comes under provision of Indian Succession

Act, 1925. As the revocation application is contested by the non-applicants the same has to be transferred to the Hon'ble Court of Civil Judge Senior Division, Vita for disposal. It is submitted by both the parties that, one civil suit has been transferred from Civil Judge Junior Division, Atpadi Court of the same parties in regard of same property. The civil suit which has been transferred bears Spl.Civil Suit No.54/2026 pending before the Hon'ble 1st Jt. Civil Judge Senior Division Court, Vita (Shri. N.C.Pawar). Accordingly, I proceed to pass following order.

:: ORDER ::

1. The present application i.e. Civ.M.A.No.1/2020 be transferred to the Court of Hon'ble 1st Jt.Civil Judge Senior Division, Vita for trial and disposal with Spl.C.S.No.54/2026.(Next date – 03/07/2026)
2. Record and proceeding be forwarded accordingly.

Place : Atpadi.
Date :24.04.2026.

(R. B. Kulkarni)
Jt. Civil Judge Junior Division,
Atpadi.

CERTIFICATE

I affirm that the contents of this P.D.F. file order are same, word to word, as per the original order.

Name of the Stenographer	-	A. S. Yadav
Court	-	Jt. CJJD and JMFC, Atpadi.
Date	-	24.04.2026
Order signed by the		
Presiding Officer on	-	24.04.2026
Order uploaded on	-	24.04.2026.