

MHND260007172022RJE No. 183/2022Datta + 3 Vrs. Nil

ORDER BELOW EXH. 01

Present application has been filed by applicant nos. 1 to 4 for grant of Heirship Certificate as per Bombay Regulation VIII of 1827.

2. In short, it is the contention of the applicants that applicant no. 1 is son, applicant no. 2/1 are daughter-in-law, applicant no. 2/2 to 2/4 are Grandsons and applicant no. 03 and 4 are daughters of deceased Ganesh Sakharam Giri who died on 20/05/2008 leaving behind applicants as his legal heirs. Deceased son namely Sakharam Ganesh Giri also died on 24/07/2008. Applicants further submitted that they are the only legal heirs of deceased Ganesh Sakharam Giri. The applicants require Heirship Certificate for the purpose of recognizing legal heirs of deceased Ganesh Sakharam Giri for Government and private official works.

3. In that regard, citation notice was published in daily newspapers "Dainik Dalitwani" dated 22/11/2022 and "Dainik Vachakmanch" dated 22/11/2022 and objections were called from the public at large, but no one appeared to resist the claim of applicants.

4. In support of the application, applicant no. 1 has filed an affidavit of evidence at Exh. 12 on behalf of all. He has reiterated the same contentions as mentioned in the application.

5. I have gone through documents filed on record, particularly verified copy of death certificate of deceased Ganesh Sakharam Giri is at

Exh. 13, verified copy of death certificate of deceased Sakharam is at Exh. 14 and verified copies of aadhar card of applicants at Exh. 15 to 21. On perusal of death certificate Exh. 13, it is seen that Ganesh Sakharam Giri died on 20/05/2008.

As I mentioned earlier despite of issuance of proclamation no one appeared to resist the claim of applicants. The submission of applicants are duly supported by the evidence of applicants. Moreover, the heirship certificate is merely a formal recognition that the applicants are the legal heirs of deceased. Hence, I have no hesitation to accept the contention that the applicants are legal heirs of the deceased Ganesh Sakharam Giri. In the result, I proceed to pass the following order: -

:: ORDER ::

1. Application is allowed.
2. Issue Heirship Certificate in the name of applicants no. 1 to 4 as per rule for the purpose of formally recognizing heirs of the deceased Ganesh Sakharam Giri.
3. The applicants shall pay the requisite court fee, if any.

Place: Ardhapur
Date : 21.01.2023.

(M.D.Birhari)
Civil Judge, Junior Division,
Ardhapur.

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 Jr. Clerk: A.V. Shahane

Court of : Civil Judge Junior Division, & JMFC, Ardhapur
Dist. Nanded.

Date of pronouncement of Judgment/Order : 21.01.2023.

Judgment/Order signed by the Presiding Officer : 21.01.2023.

Judgment/Order uploaded on : 23.01.2023.