



MHAM180029022022

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R.M.J.C. No.774/2022
Sunil .Vs. Nil

ORDER BELOW EXH.1 IN R.M.J.C. NO. 774/2022

[Passed on 29th November 2022]

1. This is an application for issuance of heirship certificate under the provisions of Bombay Regulation VIII of 1827.
2. According to the applicant, Devidasrao Sheshrao Gawande is died on 16/10/2008 and Kamalabai Devidasji Gawande is died on 27/10/2021. Applicant no. 1 & 2 are the sons and applicant no. 3 is the daughter of deceased Devidasrao Sheshrao Gawande and Kamalabai Devidasji Gawande Except the applicant, no any heir to the deceased. For the purpose of Government and semi Government works, he required the heirship certificate. Hence, he filed the present application.
3. Upon application objection was called from the General Public by issuing proclamation in daily news paper '**Vruttakesari**' which is widely circulated in the local area. The proclamation was published on dated 29/10/2022 at **Exh. 12**. Since, then no objection were received.
4. Heard learned Adv. Shri. Umekar for the applicant. Perused the documents filed on record.
5. In substantiating the application, the applicant no. 1 adduced the evidence at Exh. **08**. He deposed that his father Devidasrao Sheshrao Gawande is died on 16/10/2008 and his mother Kamalabai Devidasji Gawande is died on 27/10/2021. He further deposed that, he is the heir of deceased. He further deposed that, for the purpose of Government and semi Government works, he required the heirship certificate.



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6. After perusal of document **Exh. 09 to 13**, it reveals that Devidasrao Sheshrao Gawande is died on 16/10/2008 and Kamalabai Devidasji Gawande is died on 27/10/2021. It is also reveals that applicants are the heir of deceased Devidasrao Sheshrao Gawande and Kamalabai Devidasji Gawande. Thus, applicants are the heir of deceased Devidasrao Sheshrao Gawande and Kamalabai Devidasji Gawande. On the oral as well as documentary evidence and in view of no objection received, I have no hesitation to come to the conclusion that the applicants are to be formally recognized as heir of deceased namely Devidasrao Sheshrao Gawande and Kamalabai Devidasji Gawande. There is no hurdle to issue heirship certificate as per the provisions of Bombay Regulation VIII of 1827 to the applicants. The applicants made out the case for issuance of heirship certificate. Therefore, I proceed to passed the following the order;

ORDER

- 1] Application is allowed.
- 2] Issue heirship certificate as per Bombay Regulation VIII of 1827 in the name of applicants as the recognized heirs of deceased Devidasrao Sheshrao Gawande and Kamalabai Devidasji Gawande on requisite court fees.

Date : 29/11/2022

(M.R. Bagade)
2nd Jt. Civil Judge (Jr.Dn.)
Warud.