

MHWR090009832025



Received on :- 25/09/2025
 Registered on :- 25/09/2025
 Decided on :- 24/03/2026
 Duration :- Y. M. D.
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IN THE COURT OF CIVIL JUDGE (Jr. DN.), KARANJA GHADAGE,
DIST. WARDHA.

(Presided over by Diksha D.Vighne)

Exh.01

- 1] **Smt. Anusaya Shamrao Mandokar,**
Age 77 years, Occu.- Labour,
- 2] **Shri. Subhash Shamrao Mandokar,**
Age 63 years, Occu.- Labour,
- 3] **Shri. Gajanan Shamrao Mandokar,**
Age 43 years, Occu.- Labour,
All R/o. Karanja Gha.,
Tah. Karanja Gha., Dist. Wardha

.....Applicants

-Vs-

Nil

.....
 Adv for applicant : Shri. D. G. Tahetwar
 Adv for Non-applicant : Nil

ORDER BELOW EXH.01

(Delivered on : 24th day of March - 2026)

This is an application for grant of Legal Heir-ship Certificate under Section II, of the Bombay Regulation VIII of 1827 (hereinafter referred to as the "Act").

2] Read application. It is supported by affidavit. I have carefully gone through the record and proceeding of the case.

3] Applicants have stated that applicant no.1 is wife, applicant no.2 and 3 are childrens of deceased Shamrao Laxman Mandokar (hereinafter referred to as the “deceased”). Shamrao Laxman Mandokar was died on 23.03.1996 at Karanja Gha., Tah. Karanja Gha., & Dist. Wardha. At present applicant no.1 to 3 are only living legal heirs of deceased Shamrao Laxman Mandokar.

4] Applicants have contended that they required legal heirship certificate of deceased Shamrao Laxman Mandokar for mutating their name on revenue record of immovable property and to avail government scheme and facility and loan. There are no other legal representatives to the deceased except them. Therefore, they have prayed for grant of Legal Heir-ship Certificate. Hence, this application.

5] After receipt of this application, this court has issued the citation notice and directed to issue paper publication upon the claim mention in the application. The paper publication was circulated in locality in daily newspaper 'Vidarbha Matdar' on 10.10.2025. The copy of paper publication is at Exh.15. So also, citation notice is issued by this Court. It is duly affixed on notice board of this court, Tahasil Office Karanja Gha. and Nagar Panchayat Karanja Gha. and published by conventional mode. The mandatory period of one month has been lapsed but no one turned towards the Court to raise any objection.

6] Applicant no.2 Subhash Mandokar has filed his affidavit-in-lieu of examination-in-chief at below Exh.9 and affidavit of Gajanan Mandokar as A.W. no.2 at Exh.17. A.W. no.1 has prove copy of death certificate of deceased Shamrao Laxman Mandokar at Exh.10, copy of aadhar card of applicant no.1 to 3 are marked at Exh.11 to 13, copy of legal heirship certificate issued by Nagar Panchayat Karanja Gha, it is marked at Exh.14, true copy of paper publication of 'Vidarbha Matdar' and Paper bill dated 10.10.2025. it is marked at Exh.15 and 16, respectively.

7] Applicant no.2 Subhash Mandokar and A.W. 2 Gajanan Mandokar have adduced their oral and documentary evidence on record. But till today nobody is come forward to challenge their oral as well as documentary evidence on record. Having regard to the oral evidence and the documents on record I have found that they are entitled for issuing Legal Heirship Certificate for their benefits. The paper publication (Exh.15) was issued by this Court but did not receive any objection over this application so far.

8] Needless to say that the issuance of legal heirs certificate does not conferred any right in respect of property of deceased. Grant of legal heirs certificate under this Act is a formal recognition. Therefore, it is just and desirable to issue legal heirs certificate in favour of applicants. Hence, I pass following order.

ORDER

- 1] The application is allowed.
- 2] Issue legal heirs certificate in the name of Smt. Anusaya Shamrao Mandokar, Shri. Subhash Shamrao Mandokar, Shri. Gajanan Shamrao Mandokar, as legal heirs of deceased Shamrao Laxman Mandokar on payment of required court fees stamp as per the rules.

Date: 24.03.2026

(Diksha D. Vighne)
Civil Judge (Jr.Dn.),
Karanja Gha.