



Civil M.A. No.64/2026

Vacchalabai V/s Nil

MHWS080005052026

**ORDER BELOW EXH-01**

**(Passed On 22.06.2026)**

This is an application for grant of legal heir-ship certificate as per section 02 Bombay Regulation Act, 1827.

**02** Applicant no.01 is the wife, No.02 and 03 are son, No.04 and 05 are the daughters of deceased **Janardan @ Janardhan Tukaram Sanap** who died on 14.12.2016 at Chichambabhar, Tq. Risod. Applicants has contended that, they are the only legal heirs of the deceased and their other predecessor i.e. daughter of deceased namely Prayag @ Pramila Khanderao Aandhale was also died on 17.12.2014. Applicants are his legal heir. After death of **Janardan @ Janardhan Tukaram Sanap** applicants are approached concern office to register their name as a legal heir of deceased **Janardan @ Janardhan Tukaram Sanap** to the record of property. At that time concern office has demanded this court's heirship certificate from applicant. Therefore, applicants are prayed for issuance of heir-ship certificate.

**03** The proclamation was issued in daily newspaper "Punya Nagari" dated 16.04.2026 vide Exh-21 for calling objections from the public and inviting all persons who disputes the rights of applicants within one month from the date of proclamation. However, nobody appeared to resist the claim of applicant or filed any objection disputing the right of applicants.

**04** The applicant no.03 have also filed his affidavit in lieu of examination-in-chief at Exh-12 stating that, the applicants are the only

legal heir of deceased **Janardan @ Janardhan Tukaram Sanap**. Applicants no. 01, 02, and 04 have also informing that the evidence adduced by applicant no. 03 be construed as their evidence on Exh.22. Applicant no. 01 to 04 have also filed on record the death certificate of deceased **Janardan @ Janardhan Tukaram Sanap** vide Exh-13, verified copies of their Adhar card vide Exh-14 to 18. By filling pursis below Exh-23 applicants closed their evidence. The evidence of applicant remained unchallenged. Further applicant no.03 in his evidence also submitted that he has not filed any other application at any place or any other court.

**05** An Heir is defined under section 3(f) of the Hindu Succession Act. Section 08 of the Act provides for Rules of Succession of a Hindu male dying intestate. Therefore, applicant no.01 is the wife, No.02 and 03 are son, No.04 and 05 are the daughters of deceased **Janardan @ Janardhan Tukaram Sanap**, being **class-I** heirs are entitled for recognition as legal heirs of deceased. Thus, considering all above facts and documents filed on record, it appears that all applicants are the only legal heirs of the deceased. Moreover, in case of *Re: Ganpati Vinayak Achwal, 2015(2) ALL MR 285 Hon'ble Bombay High Court* held that, the heir-ship certificate is merely a formal recognition that the applicants are the legal heirs of the deceased. Therefore, it will be proper to issue heir-ship certificate to the applicant as per Rule 02 of Bombay Regulation VIII of 1827. Therefore, application deserves to be allowed. Hence, the following order;

#### **ORDER**

1. Application is allowed.
2. Issue heir-ship certificate in favour of applicant no.01 Vacchalabai Janardan @ Janardhan Sanap, no.02 Aasaram Janardan @ Janardhan Sanap, 03. Gajanan Janardan @ Janardhan Sanap, no.04 Kamal Balasaheb Ghuge and no.05 Jyoti Santosh Darade as **Class-I** legal heir (wife, sons and daughters of deceased) as

defined in Section 08 of the Hindu Succession Act of deceased **Janardan @ Janardhan Tukaram Sanap** in prescribed format.

3. This heir-ship certificate is formal recognition and does not grant any right in the property of deceased.
4. Applicant to submit court fee stamp as per rules.

Date: 22.06.2026

(P. V. Sapkal)  
Civil Judge Jr. Division, Risod.

## CERTIFICATE

I affirm that the contents of this P.D.F. File Judgment/Order are same word to word, as per the original Judgment/Order.

Name of the Stenographer : H. A. Uchade (Stenographer L.G.)

Name of court : C.J.J.D.& JMFC;Risod

Date : 22.06.2026

Judgment/Order signed by the  
Presiding Officer : 22.06.2026

Judgment/Order uploaded on : 22.06.2026