



Civil M.A. No. 34/2026

Bhagnwan V/s Nil

CNR No. MHWS080003212026

ORDER BELOW EXH-01

(Passed On 13.04.2026)

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

02 Applicant No.01 and 02 are the grandsons of deceased **Januji Limbaji @ Nimbaji Jumde**, died on 27.09.1980 at Ambedkar Nagar Risod, Tq. Risod Dist. Washim. Applicants has contended that, they are the only legal heirs of the deceased and their other predecessor i.e. mother, wife and son of deceased (father of applicants) namely Shankar Janu Jumde was also died on 05.07.2009. Applicants are his legal heir. After death of **Januji Limbaji @ Nimbaji Jumde** applicants are approached concern office to register their name as a legal heir of deceased **Januji Limbaji @ Nimbaji Jumde** 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 27.02.2026 vide Exh-15 for calling objections from the public and inviting all persons who disputes the rights of applicant 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 applicant.

04 The applicant No.01 have also filed his affidavit in lieu of examination-in-chief at Exh-10 stating that, the applicants are the only legal heirs of deceased **Januji Limbaji @ Nimbaji Jumde**. Applicant no. 02 have also informing that the evidence adduced by

applicant no. 01 be construed as their evidence on Exh.16. Applicants have also filed on record the death certificate of deceased **Ganpat Seva Jadhav** vide Exh-11, Warasa Dakhala vide Exh.12 and 13, verified copies of their Adhar card vide Exh-13 and 14. By filling pursis below Exh-17 applicant closed his evidence. The evidence of applicant remained unchallenged. Further applicant 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, No.01 and 02 are grandsons of deceased **Januji Limbaji @ Nimbaji Jumde** being **class-I** heir are entitled for recognition as legal heir of deceased. Thus, considering all above facts and documents filed on record, it appears that all applicant is the only legal heir 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 Bhagwan Shankar Jumde and no.02 Vishnu Shankar Jumde** as **Class-I** legal heir (grandsons of deceased) as defined in Section No.08 of the Hindu Succession Act of deceased **Januji Limbaji @ Nimbaji Jumde** 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: 13.04.2026

(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 : 13.04.2026

Judgment/Order signed by the
Presiding Officer : 13.04.2026

Judgment/Order uploaded on : 13.04.2026