

Ajay

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY  
TESTAMENTARY AND INTESTATE JURISDICTION**

**MISCELLANEOUS PETITION NO. 451 OF 2026**

Anil Begpal Bagdi .. Deceased

Sonu Anil Bagdi .. Petitioner

- .....  
• Mr. Vishal K. Jagwani, Advocate for Petitioner.  
.....

**CORAM : MILIND N. JADHAV, J.**

**DATE : APRIL 23, 2026.**

**P.C.:**

- 1.** Not on Board. Mentioned by way of filing praecipe dated 23.04.2026. Perused the praecipe.
- 2.** Heard Mr. Jagwani, learned Advocate for Petitioner.
- 3.** On 02.04.2026, after hearing learned Advocate for Petitioner, the following order was passed:-

*“1. Not on Board. Mentioned by way of filing praecipe dated 02.04.2026. Perused the praecipe.*

*2. Heard Mr. Shah, learned Advocate for Petitioner.*

*3. Present Misc. Petition is filed by Petitioner for issuance of legal heirship certificate under Section 2 of Bombay Regulation VIII of 1827 in respect of the properties and credits of deceased Anil Begpal Bagdi. The names and details of legal heirs of the deceased are stated in paragraph No.4 of the Petition. Purpose for filing the present Petition is stated in paragraph No.8 of the Petition. I have perused the same.*

*4. Consent affidavits dated 04.12.2025 of Nicky Anil Bagdi, Sweety Anil Bagdi and Vinayak Anil Bagdi, the legal heirs are filed on record and appended at page Nos.36, 40 and 44 of Petition.*

5. *In view of the above, there can be no impediment in allowing the Petition. Misc. Petition is allowed and disposed of in terms of prayer clause 'a' which reads thus:-*

*“a. That the Legal Heirship Certificate may be granted to the Petitioner certifying that Sonu Anil Bagdi (Petitioner), Nicky Anil Bagdi, and Sweety Anil Bagdi, are the legal heirs and representatives of the said deceased under the Provisions of the Bombay Regulation Act VIII of 1827.”*

6. *Issuance of proclamation stands dispensed with.*

7. *Department is directed to issue the legal heirship certificate as directed above within a period of 3 weeks from today positively.*

8. *Misc. Petition is allowed and disposed subject to compliance of office objections, if any, forthwith which shall be allowed by the Department. It is clarified that the 3 week period shall start from the date of removal of office objections.”*

4. The Grant is not yet prepared and issued by the Court. Petitioner in the meanwhile has made an Application to this Court, *inter alia*, stating that the said Grant is required to be produced before the office of the Inspector of Anglo-Indian Schools and office of the Education Inspector, Brihanmumbai (South Zone) to secure a job on compassionate grounds as a Peon in Guru Nanak Higher Secondary School for the Petitioner who is the wife of the deceased.

5. Though deceased is survived by the wife and 3 children and all 3 children are major, they have all given their consents for issuance of Grant in the sole name of the Petitioner who is their mother. This is the Application made by the learned Advocate and he persuades the Court that in view of the order dated 02.04.2026 passed by this Court and prayer clause 'a' having been granted, this Court consider issuing

the Grant only in the name of Petitioner who is the wife of the deceased. He would submit that necessary consents to that effect by all the legal heirs of the deceased namely the children have already been placed on record and there are no Caveats or objections whatsoever pending in the Petition.

**6.** After hearing the learned Advocate for Petitioner and perusing the record of the case, it appears that what Petitioner is submitting is true and correct. In that view of the matter, there can be no impediment for this Court to direct issuance of the Grant solely in the name of the Petitioner in view of the specific purpose and reason mentioned by Petitioner for seeking appropriate job on compassionate grounds in the School which is mentioned in the praecipe.

**7.** In that view of the matter, prayer clause 'a' which is reproduced in paragraph No.5 of the order dated 02.04.2026 herein above is directed to be modified to the extent of mentioning only in the name of Petitioner and the Grant be issued by the Testamentary Department / Registry in the name of the Petitioner only.

**8.** That apart, it is also directed that the Legal Heirship Certificate / Grant which is issued by the Court shall be accepted by the office of the Inspector of Anglo-Indian Schools and office of the Education Inspector, Brihanmumbai (South Zone) for appointment of Petitioner on compassionate grounds as a Peon in Guru Nanak Higher

Secondary School as stated by her and the said office shall not raise any further objection whatsoever.

**9.** With the above directions, praecipe dated 23.04.2026 and Application made therein stands allowed.

**10.** All parties are directed to act on a server copy of this order downloaded from the website of the High Court of Bombay without insisting on authenticated copy of this order.

**11.** Praecipe is disposed.

[ MILIND N. JADHAV, J. ]

Ajay

Digitally signed  
by AJAY  
TRAMBAK  
UGALMUGALE  
Date: 2026.04.23  
23:01:24  
+0530