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IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION

TESTAMENTARY SUIT NO.39 OF 1989

IN

TESTAMENTARY PETITION NO.279 OF 1989

Xavier Hillary Geoffrey Almeida – Plaintiff
V/s.
Rui Rodrigues & Ors. – Defendants

Mr. Raheja Piyush, Adv. i/b. Adv. M.S. Dehlvi for Plaintiff.

Mr. Saeed Akhtar, Adv. For Defendant No.1.

Mr. V.M. Acharya, Adv. I/b. Mahimtura & Co. for Defendant No.1.

CORAM : MRS. ROSHAN DALVI, J.

DATE : 24th September, 2012.

P.C. :-

1. The Plaintiff has filed his affidavit of examination in chief. It is accepted on record under the provisions of Order 18 Rule 4 of the Civil Procedure Code. The Plaintiff has filed a list of several documents. These are the documents to prove the title of the property and the record of certain other proceedings. None of the documents, except the Will of the deceased, is a relevant document. Hence all the documents in the list of documents of the Plaintiff cannot be admitted in the Testamentary Suit for the probate of the Will of the deceased Maria Luisa Almeida.

2. The copy of the Will of the deceased Maria Luisa Almeida is marked **Exh. A** for the sake of convenience.

3. S.O. to 4th October, 2012.

(ROSHAN DALVI, J.)