

HARSHADA H. SAWANT
(P.A.)

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

MISCELLANEOUS PETITION (L) NO.1450 OF 2026
IN
TESTAMENTARY PETITION NO.5033 OF 2024

Kirtibhai Babubhai Patel @
Kirtibhai Babubhai Dudhat

.. Petitioner

Versus

Bijal Nilinkumar Patel

Respondent

-
• Mr. Shrey Sancheti, Advocate i/by Carl Patel for Petitioner.
.....

CORAM : MILIND N. JADHAV, J.

DATE : JANUARY 17, 2026

P.C.:

- 1.** Not on Board. Mentioned by way of filing praecipe dated 17.01.2026. Perused the praecipe.
- 2.** Heard Mr. Sancheti, learned Advocate for Petitioner.
- 3.** According to Petitioner grant has been granted on 07.01.2026. Petitioner would submit that he is Executor and beneficiary under last Will and Testament propounded by Petitioner.
- 4.** He would submit that separate Testamentary Petition was filed but it came to be rejected under Rule 986 of Bombay High Court Original Side Rules. He would submit that Petitioner had also move for restoration same is pending wherein copy of Petition is directed to served on Respondent.
- 5.** Issue notice to Respondent.

6. Humdast permitted. In addition to Court's notice, Petitioner is directed to serve the Respondent a copy of this order and copy of Petitioner and inform about the next date of hearing by any permissible mode of service and file appropriate affidavit of service with tangible proof thereof.

7. Respondent is directed to file Affidavit-in-Reply within a period of two weeks from today. Affidavit-in-Rejoinder, if any to be filed within a week thereafter.

8. Stand over to **06th February, 2026.**

9. Praecipe is disposed.

H. H. SAWANT

[MILIND N. JADHAV, J.]

HARSHADA
HANUMANT
SAWANT

Digitally signed
by HARSHADA
HANUMANT
SAWANT
Date:
2026.01.17
16:34:42 +0530