

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
TESTAMENTARY & INTESTATE JURISDICTION
TESTAMENTARY SUIT NO.23 OF 1997
IN
TESTAMENTARY PETITION NO. 381 OF 1996

Mr. Keith Pinto. .. Plaintiff
Vs.
Smt Yona Pinto ...Defendant.

Mr. Denzil D'mello, for the Plaintiff.
Mr. Clive D'souza, for the Defendant.

CORAM :- ANOOP V. MOHTA, J.
DATED :- 9th February, 2010.

P.C.-

1. The following issues are framed.
 - i) Does the Plaintiff prove the due execution & attestation of the Will of the deceased Mr. Felix Pinto dated 21st December, 1995?
 - ii) Do the Defendants prove that the deceased on account of his old age, illness & state of mind, was incapable of making any testamentary dispositions?
 - iii) Do the Defendants prove that the purported Will was obtained by fraud, coercion and undue influence
 - iv) What order?
2. The Plaintiff to file affidavit of evidence, compilation of documents. The defendant to file documents if any. The parties to

exchange notice to admit the documents and also to consider the appointment of Commissioner to record evidence.

(ANOOP V. MOHTA, J.)