

Before : Shri. P. A. Jagdale,
Officer on Special Duty,
With Testamentary Department
Date :- 18th February, 2026

FOR DIRECTION :

29. TP/995/2026) Shri. Kanhaiya Siyaram Yadav a/w Shri. Paras
(AMH20210048029C202600008)) Jadhav Ld. Advocate for the Petitioner

P. C.

1. Perused Petition. Issue Citation within two weeks from the date of uploading of this order. Petitioner to comply requisition of Issuance of Notice to the Collector as per the **Rule 396** of the Rules **by submitting the true copy of the schedule-I in the department/ by uploading the true copy of the schedule-I in the portal, as the case may be.** Issue citation to the non-consenting legal heirs of the deceased, if any. The advocate is directed to take steps in this regard. Ld. Advocate for the petitioner to ensure that requisitions under Chapter XXVI of the BHC Rules (such as proper prayer, information of the legal heirs, furthermore the petitioner to take steps to explain delay, to carry out an inventory of the locker, if any, etc. are complied with.) are complied with. Petitioner to state about the grandparents of the deceased.
2. Advocate to take steps in respect of service of General Citation and also to affect the service upon non-consenting legal heirs, if any, as per Rules 399 and 400 of BHC Rules. In case non-consenting legal heirs, the petitioner shall justify the share of such heir/s. The petitioner shall furnish administration Bond **for the gross amount as per Rule 420 of the BHC Rules**, within one week after that, if there are another legal heir/s other than the petitioner/s. Petitioner to state about the Grand parents of the deceased, Parents and grandparents of the since deceased Widow of the deceased,
3. Office to verify if any cross-petition is filed, if cross-petition is filed, then take steps to place before the Hon'ble Court under Rule 407 of the BHC Rules.
4. S. O. to 18.04.2026

18.02.2026

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6. Later on, Ld. Advocate for the petitioner moved a praecipe and seeks permission to amend the petition, in terms of the Draft amendment, annexed to the said praecipe, dated 18.02.2026. Proposed amendment is appeared to be relevant in terms of draft amendment. Hence, submission is accepted. Petitioner to carry out an amendment withing period of **03** weeks from the date of uploading this order, if the petition is pending. Consequential amendment, if any, stands allowed. Furthermore, in case of online petition, the petitioner to upload the amended petition, within period of 05 days from the date of amendment. Upon filing an additional affidavit by the petitioner, confirming the proposed amendment, the re-verification, if any, stands dispensed with. However, Ld. advocate for the petitioner to initial the amendment.

18.02.2026

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