

BEFORE : MRS. K. Y. AMBEKAR ,
COMPANY REGISTRAR /
TESTAMENTARY REGISTRAR
Date: 14th August, 2025

CALLED FOR HEARING :

11 TP/2021/2024 (E-filing)

Mr. Yogesh Morbale i/b. Shantanu Kalekar, Advocate for petitioner

- PC :** 1. Perused Petition. Heard Ld. Advocate for petitioner. This petition is for Probate of last Will and Testament of both the deceased filed by petitioner namely Nikita Vishal Shah being one of the Executors named under the Will of both the deceased. The deceased No. 1 namely Bharkumar Vimalbhai Shah died at Mumbai on 30.10.2023. Copy of death certificate is annexed to the petition. Identification proof of deceased viz. copy of Aadhaar Card is annexed to the petition. The deceased No. 2 namely Bharati Bharkumar Shah died at Mumbai on 07.07.2022. Copy of death certificate is annexed to the petition. Identification proof of deceased viz. copy of Aadhaar Card is annexed to the petition.
2. Both the deceased left behind their last Will and Testament which was duly executed at Mumbai on 15.04.2022. The said Will is in English language. The Page No. 2 of the Will refers to the appointment of Executors. Only two Executors appointed under the Will. Petitioner is one of the executors and **Affidavit of another executor namely Kamlesh Manilal Shah for renouncing renounced is not filed.**
3. **Details of parents of deceased is not mentioned in the petition.** Both the deceased were husband and wife. Both the deceased was survived by one son and one daughter. **Consent Affidavit of son of deceased is not filed.** Daughter of both the deceased have been served with the newspaper publication and Affidavit of Service of publication dated 18.01.2025 is filed to that effect. **The said daughter namely Nipa Deepak Jhaveri is residing in Mumbai hence, petitioner to take steps to serve her by hand delivery through personal service and Sheriff of Mumbai.**
4. Petitioner's oath is filed. Affidavit of Chandrakant Keshav Ujal dated 04.04.2025 one of the Attesting Witness to the Will is filed. Affidavit of Service of General Citation dated 09.08.2024 is filed.
5. Ld. Advocate for petitioner file praecipe to place on board as and when all compliance is done in this matter.

14.08.2025

COMPANY REGISTRAR /
TESTAMENTARY REGISTRAR

