



2026:BHC-OS:10656

Before : Shri E. B. Sivakumar,
Addl. Registrar (O.S.) /
Addl. Prothonotary and Senior Master

Date: 24th April 2026

CALLED FOR HEARING:

5. TPAC (L)/) Shri Vinay Chavan, i/by Ravindra Kadam,
10084/2026) Advocate for the Third Party Applicant
IN
TP/1128/2023)

PC.

This Third Party Application has been filed by Sanket Sanjay Patil, Third Party Applicant, seeking certified copies of the papers and proceedings of Testamentary Petition No. 1128 of 2023, as per Rule 268 of the Bombay High Court Original Side Rules 1980.

2. Third Party Application has been served upon the Petitioner and the affidavit of service dated 30th March, 2026 is on record.

3. Perused the affidavit in support. The Applicant stated in the affidavit that, the Applicant is the great grandnephew of late Shamrao Keshav Patil and the Petitioner had obtained probate from this Hon'ble Court. It is further stated that, the Applicant is one of the heirs of the deceased who died as issueless. It is further stated that, the deceased had five brothers and all were predeceased leaving behind their legal heirs and the Petitioner had not served the citation upon remaining legal heirs of the deceased. It is further stated that, Anand Shivaji Patil is one of the beneficiary and approached the S.D.O. Walva Division, Islampur, District Sangli for transfer of property bearing Survey No. 392/2, 390/1, 391/1 and



the said office had issued Notice to all the legal heirs. It is further stated that, he required the certified copy of records and proceedings of the Testamentary Petition No. 1128 of 2023 for filing an appropriate proceedings. The Applicant, therefore, prayed for the certified copy of the records and proceedings of the Testamentary Petition for the purpose of taking further steps.

4. Heard. Perused the family tree annexed at 'B' to the affidavit in support. Ld. Advocate for the Applicant submits that, the Applicant is the great grandnephew of late Shamrao Keshav Patil and the Petitioner had obtained probate from this Hon'ble Court. He further submits that, the Applicant is one of the heirs of the deceased who died as issueless. He further submits that, the deceased had five brothers and all were predeceased leaving behind their legal heirs and the Petitioner had not served the citation upon remaining legal heirs of the deceased. He further submits that, Anand Shivaji Patil is one of the beneficiary and approached the S.D.O. Walva Division, Islampur, District Sangli for transfer of property bearing Survey No. 392/2, 390/1, 391/1 and the said office had issued Notice to all the legal heirs. He further submits that, the Applicant required the certified copy of records and proceedings of the Testamentary Petition No. 1128 of 2023 for filing an appropriate proceedings. He, therefore, prayed that, the Third Party Application be allowed. None present on behalf of the Petitioner despite service.

5. It is to be noted that Rule 268 of Bombay High Court Original Side Rules, 1980, indicates that if sufficient cause is shown, this Authority has discretion to grant certified copy of the papers



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and proceedings of Testamentary Petition No. 1128 of 2023, to the Third Party Applicant.

6. For the reasons stated in the affidavit in support the Third-Party Application is allowed. Office is directed to issue certified copies of papers and proceedings of Testamentary Petition No. 1128 of 2023, to the third party applicants as per the application, on payment of necessary charges.

7. It is made clear that the third party applicant shall use the certified copy only for the purpose mentioned in the Third Party Application and in accordance with Rule 271 of Bombay High Court O.S. Rules, 1980, and not to part with the certified copy to any other third party. Third Party Application is disposed of.

24.04.2026

**Addl. Registrar (O.S.) /
Addl. Prothonotary and Senior Master**

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