

BEFORE : MRS. R. V. RANE
COMPANY REGISTRAR /
TESTAMENTARY REGISTRAR
DATE: 10th JANUARY, 2024

CALLED FOR DIRECTION :

37 TP/1787/2022) Mr. Sameer R. Logade, Advocate for petitioner.
WITH)
IA/1911/2023) P.C.: 1. Perused the petition. Heard Ld. Advocate for
) petitioner. Advocate for the petitioner submits
) that inadvertently while carrying out
) amendment the Exhibit number of death
) certificate of deceased Rajendra Bholanath
) Nagvekar is marked as **Exhibit - 'A'** which should
) be marked as **Exhibit - 'E'** to the petition.
) Advocate for the petitioner submits that, he may
) be permitted to carry out the said corrections in
) the said amended petition. The said request is
) allowed. Re-verification dispensed with.
)
) 2. Advocate for the petitioner submits that, this
) petition is filed for Succession Certificate in
) respect of certain **Debts** belonging to deceased
) viz. Nandkishore Vasude Nagvekar alias
) Nagwekar alias Nandkishore V. Nagvekar who
) died at Mumbai on 17.10.2013. Copy of death
) certificate is annexed as Exhibit - 'A' to the
) petition. Copy of identification proof of the
) deceased is annexed as Exhibit - 'A1' to the
) petition.
)
) 3. Advocate for the petitioner submits that, the
) said deceased ordinarily resided at 1/104, Shree
) Bajrang Krupa Building, Advocate Anandrao
) Surve Marg, Umer Khadi, Ganesh Chowk,
) Mumbai – 400009 and left property within
) greater Bombay and in the State of Maharashtra.
)
) 4. Advocate for petitioner submits that the
)

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- 37 TP/1787/2022) legal heirs left behind the deceased surviving as
 WITH) his only heirs next-of-kin according to Hindu
 IA/1911/2023) Succession Act, 1956 are mentioned in para no.
) 4 of the said petition.
)
)
) 5. Advocate for petitioner submits that the said
) deceased died intestate and that due and
) diligent search has been made for Will but none
) has been found.
)
) 6. The Advocate for petitioner submits that no
) application has been made to any District Court
) or District Delegate or to any High Court for
) Probate of any Will of the said deceased or for
) Letters of Administration will or without Will
) annexed to his property and credits or any
) petition for Succession Certificate.
)
) 6. In the aforesaid circumstances, I pass the
) following order:
) **ORDER**
)
) a. Office to Issue General Notice within two
) weeks from the date of uploading of this
) order.
)
) b. Advocate for the petitioner to file Affidavit
) of Service of General Notice and also effect
) service upon non-consenting legal heirs, if
) any as per Rules 399 and 400 of the
) Bombay High Court Original Side Rules
) and also justify surety of non-consenting
) legal heirs and furnish Administration
) Bond within one week thereafter.
)
) c. 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
) 3

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37	TP/1787/2022	)	407 of High Court Original Side Rules.
	WITH	)	
	IA/1911/2023	)	d. List the matter on 13 th February, 2024 for
		)	compliance.
		)	
		)	

10.01.2024

COMPANY REGISTRAR /
TESTAMENTARY REGISTRAR