



IN THE HIGH COURT OF JUDICATURE AT BOMBAY
TESTAMENTARY AND INTESTATE JURISDICTION

TESTAMENTARY SUIT NO. 74 OF 2013
IN
TESTAMENTARY PETITION NO. 70 OF 2012

Pervez Tehmurasp Mehta And Anr.

... Plaintiffs.

Versus

Minoo Tehmurasp Mehta

... Defendant.

Mr R.J. Pereira for the Plaintiff.

*Mr Smit Colaco a/w. Mr. Tushar Cooper i/by Mulla & Mulla and C.B. and C for
for the Defendant/Caveator.*

Coram : Sharmila U. Deshmukh, J.

Date : December 15, 2025

P.C.:

1. The following issues are framed.

- (i) Whether the Plaintiff proves that the writing dated 14th July, 2004 was duly and validly executed by the deceased Tehmurasp Behram Mehta in accordance with law?
- (ii) Whether the Plaintiff proves that the deceased was of sound and disposing state of mind, memory, and understanding at the time of execution of the writing dated 14th July, 2004?
- (iii) Whether the Defendant proves that the writing dated 14th July, 2004 has been executed by the deceased under undue influence and coercion ?



2. The Plaintiff to file affidavit of evidence of the witness, list of witnesses and the affidavit of documents on or before 7th January, 2026.
3. Stand over to **8th January, 2026.**

[Sharmila U. Deshmukh, J.]