

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

**TESTAMENTARY SUIT NO.25 OF 2022
IN
TESTAMENTARY PETITION NO.1852 OF 2021**

Sarita Ashish Tiwari ... Plaintiff

V/s.

Sangeeta Santoshkumar Dubey ... Defendant

Mr. Sandeep Jalan for the Plaintiff.

CORAM : ARIF S. DOCTOR, J.

DATE : 12TH FEBRUARY 2025

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1. The matter is on board today for framing of issues.
2. The Plaintiff has tendered for the assistance of the Court the draft issues.
3. On perusal of the same, the Court frames the following issues:

ISSUES

1. Whether the Plaintiff proves that the document dated 19th

This order is corrected as per order dated 4th March 2025.

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September 2009 is the Last Will and Testament of the deceased?

2. Whether the document dated 19th September 2009 was duly executed in accordance with the ***Indian Succession Act, 1925***?
 3. Whether the Plaintiff proves that the deceased was in a sound and disposing state of mind at the time of execution of the subject Will dated 19th September 2009?
 4. Whether the Defendant proves that the subject Will of the Deceased dated 19th September 2009 was forged and fabricated by Plaintiff?
 5. What Order and what Relief?
4. Stand over to 4th March 2025 for further directions.

(ARIF S. DOCTOR, J.)