



2026:BHC-OS:12119

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

Date: 7<sup>th</sup> May, 2026

**CALLED FOR DIRECTION:**

1. IA (L)/ ) **Shri Bhalchandra Govind Saraf, Advocate for**  
16167/2026 ) **the Applicant / Petitioner.**  
AMH20240005426C202600054 )  
IN )  
TP (L) /19810/2025 )

**PC.**

By the present application, the Applicant prays to accept the zerox copy of last Will and Testament dated 15<sup>th</sup> October 2013 of Ashalata Sudhir Dalvi and issuance of a limited grant as per Section 237 of the Indian Succession Act, 1925.

2. The Applicant / Petitioner has filed the Testamentary Petition for probate of the last Will and Testament of deceased.

3. Heard. Ld. Advocate for the Applicant submits that, the original Will and Testament of late Ashalata Sudhir Dalvi is not in possession of Applicant. He further submits that despite diligent search the Original Will could not be located and since the Applicant is the Executor of the Will of the deceased, he is unable to administer the estate in accordance with the wishes of the deceased. Ld. Advocate for the Applicant further submits that, the zerox copy of last Will and Testament dated 15<sup>th</sup> October 2013 of the deceased be accepted and a limited grant of probate be issued under Section 237 of the Indian Succession Act 1925.



4. Perused the Affidavit in support of Application. Section 237 of the Indian Succession Act 1925 provides for issuance of probate of copy or draft of lost Will. Section 237 reads as under:

“Section 237: Probate of copy or draft of lost Will: When a Will has been lost or mislaid since the testator’s death, or has been destroyed by wrong or accident and not by any act of the testator, and a copy or the draft of the Will has been preserved, probate may be granted of such copy or draft, limited until the original or a properly authenticated copy of it is produced.:

5. In view of the above, Registry to accept the zerox copy of the Will and Testament of late Ashalata Sudhir Dalvi and issue a limited grant in accordance with the Section 237 of the Indian Succession Act 1925 after complying with all requisitions as per Bombay High Court Original Side Rules, 1980. Interim Application stands disposed off.

**07.05.2026**

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