

**BEFORE : MRS. KAVITA Y. AMBEKAR ,
COMPANY REGISTRAR /
TESTAMENTARY REGISTRAR
Date: 23rd April, 2026**

CALLED FOR HEARING :

11 TP/4023/2022
WITH WILL/1699/2022

Mr. S. P. Mathkar, Advocate for petitioner

- PC :** 1. Perused Petition. Heard Ld. Advocate for petitioner. This petition is for Probate of last Will and Testament of deceased filed by petitioner namely Asif Patel being Executor named under the Will of deceased. The deceased namely Farooq Yusuf Patel died at London on 09.08.2021. Copy of death certificate is annexed to the petition. Identification proof of deceased viz. copy of Aadhaar Card is annexed to the petition.
2. The deceased left behind his last Will and Testament which was duly executed at London, UK on 27.05.2021. The said Will is in English language. The Para No.1 of the Will refers to the appointment of Executors. Only three Executors appointed under the Will. Petitioner is one of the Executors and remaining Executors namely Sameer Farooq and Yusuf Farooq have renounced their rights to act as an Executors and Affidavit dated 15.05.2022 are filed to that effect. Residuary clause in respect of properties of deceased is mentioned at para No. 16 of the Will.
3. Ld. Advocate for petitioner submits that parents of deceased predeceased the deceased. Deceased married twice in his lifetime. First wife of deceased namely Yasmin Banu Patel was divorced by decree of divorced passed by the Court of United Kingdom. Deceased re-married with Shahin under the Special Marriage Act therefore, deceased is governed by Indian Succession Act, as stated in para No.8 of the petition. Deceased had one son from first wife. Deceased had three sons and one daughter from the second wife. Deceased is survived by his widow, four sons and one daughter. Out of them one son is petitioner herein and all other legal heirs have given their consents in favour of the petitioner herein which are physically taken on record in year 2018. Consent Affidavit of Mohammed Javed Patel is filed through e-filing. Consent Affidavits are on record. There are no other legal heirs.
4. Petitioner's oath is filed. Affidavit of Altaf Bhurawala dated 15.05.2022 one of the Attesting Witness to the Will is filed. Affidavit of Service of General Citation dated 21.02.2023 is filed. Administration Bond dated 07.03.2026 is filed. Delay is explained and the same is condoned. All other legal formalities are complied with. Hence, petition is granted.
5. Office to issue Probate as prayed after verifying whether any cross petition is filed or whether any caveat is filed.

23.04.2026

**COMPANY REGISTRAR /
TESTAMENTARY REGISTRAR**