



2026:BHC-OS:12336

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

Date: 8th May 2026

CALLED FOR DIRECTION:

11. TPAC (L)/) Ms. Sakshi Chaturvedi i/by Khushnuma Malik,
16752/2026) Advocate for the Third Party Applicant
IN)
TP/1299/2014)

PC.

This Third Party Application has been filed by Aeroflex Enterprises Ltd., through Shri Harikant Turgaliya, Third Party Applicant, seeking certified copies of the entire records and proceedings of Probate granted on 14th January 2019 and all Orders passed in Testamentary Petition No. 1299 of 2014, as per Rule 268 of the Bombay High Court Original Side Rules 1980.

2. Ld. Advocate for the Applicant submits that, the Applicant is owner of the property purchased from the Parties and upon taking search it has come to the knowledge about the Testamentary Petition. She, therefore, submits that since the Petition is of the year 2014, the service of the Application be dispensed with.

3. Service of the Third Party Application is dispensed with since the Petition is of the year 2014. Ld. Advocate for the Third Party Applicant tenders additional affidavit alongwith the documents in support of the Application. The same is taken on record.

3. Perused the affidavit in support. The Applicant stated in the affidavit that, the Applicant is his owner of the property bearing



Unit No. 53, 'C' Wing, Mittal Tower, Nariman Point, Mumbai 400021. It is further stated that the said property was purchased on 28th June, 2024 in the name of Sat Industries and thereafter had acquired the title through the Will executed by Ms. Lyra Thoomikian, the deceased in the above Testamentary Petition, pursuant to the Order dated 14th January 2019. It is further stated that, pursuant to the Order dated 15th April, 2025 passed by the Hon'ble High Court of Judicature at Allahabad the said property was de-sealed and the proceedings are pending before the Allahabad High Court. It is further stated that, the said property is subject matter of proceedings pending before the Hon'ble High Court at Allahabad in the matter of RBI vs. Kuber Mutual Benefits Ltd., Company Petition No. 87 of 1999 and pursuant to the Order dated 15th April, 2025 the said property was sealed on 15th May, 2025 and was subsequently de-sealed pursuant to the Orders of the Hon'ble Court. It is further stated that, the certified copies of the entire records and proceedings are required for the purpose of producing the same before the Hon'ble High Court at Allahabad and any other connected proceedings. The Applicant, therefore, prayed for the certified copies of the entire records and proceedings of Probate granted on 14th January 2019 and all Orders passed in Testamentary Petition No. 1299 of 2014.

4. Heard. Ld. Advocate for the Applicant submits that, the Applicant is his owner of the property bearing Unit No. 53, 'C' Wing, Mittal Tower, Nariman Point, Mumbai 400 021. It is further stated that the said property was purchased on 28th June, 2024 in the name of Sat Industries and thereafter had acquired the title through



the Will executed by Ms. Lyra Thoomikian, the deceased in the above Testamentary Petition, pursuant to the Order dated 14th January 2019. She further submits that, pursuant to the Order dated 15th April, 2025 passed by the Hon'ble High Court of Judicature at Allahabad the said property was de-sealed and the proceedings are pending before the Allahabad High Court. She further submits that, the said property is subject matter of proceedings pending before the Hon'ble High Court at Allahabad in the matter of RBI vs. Kuber Mutual Benefits Ltd., Company Petition No. 87 of 1999 and pursuant to the Order dated 15th April, 2025 the said property was sealed on 15th May, 2025 and was subsequently de-sealed pursuant to the Orders of the Hon'ble Court. She further submits that, the certified copies of the entire records and proceedings are required for the purpose of producing the same before the Hon'ble High Court at Allahabad and any other connected proceedings. She, therefore, prays that, the Third Party Application be allowed.

5. It is to be noted that Rule 268 of Bombay High Court Original Side Rules, 1980, indicates that if sufficient cause is shown, this Authority has discretion to grant certified copies of the entire records and proceedings of Probate granted on 14th January 2019 and all Orders passed in Testamentary Petition No. 1299 of 2014 to the Third Party Applicant.

6. For the reasons stated in the affidavit in support I am satisfied with the cause shown by the Applicant. Hence, Third Party Application is allowed. Office is directed to issue certified copies of the entire records and proceedings of Probate granted on 14th



January 2019 and all Orders passed in Testamentary Petition No. 1299 of 2014 to the third party applicants as per the application, on payment of necessary charges.

7. It is made clear that the third party applicant shall use the certified copy only for the purpose mentioned in the Third Party Application and in accordance with Rule 271 of Bombay High Court O.S. Rules, 1980, and not to part with the certified copy to any other third party. Third Party Application is disposed of. Issuance of certified copy is expedited.

08.05.2026

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

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