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**IN THE HIGH COURT OF JUDICATURE AT BOMBAY  
TESTAMENTARY AND INTESTATE JURISDICTION  
TESTAMENTARY PETITION NO.3726 OF 2021**

Jatin Ashwinkumar Hundiwala ... Petitioner  
v/s.  
Ushaben Ashwinkumar Hundiwala @ Usha ... Respondents  
Ashwinkumar Hundiwala (deceased)

**WITH  
TESTAMENTARY PETITION NO.397 OF 2021  
WITH  
WILL NO.153 OF 2021  
WITH  
TESTAMENTARY SUIT NO.96 OF 2022  
WITH  
CAVEATOR NO.133 OF 2022  
IN  
TESTAMENTARY PETITION NO.397 OF 2021**

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Ms. Mumtaz Shaikh i/by Mr. Prem Gidwani for the Petitioner.  
Mr. Vishal Khanawkar, AGP, for Respondent No.1.

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**CORAM : Kamal Khata, J.  
DATED : 17<sup>th</sup> June 2025.**

**P.C.:-**

1. By an order dated 18<sup>th</sup> November, 2022, this Court dispensed with the office objections raised by the Testamentary Registrar in respect of the Power of Attorney

executed by the Caveator No.1 in favour of Caveator No.3 for participation in the present proceeding.

2. Ms. Shaikh, the learned Advocate for the Petitioner, submits that the Caveators have not served any Caveat upon the Petitioners. She points out that, evidently, approximately 2 years and 7 months have elapsed since the passing of the last order in November 2022.

3. However, in order to afford a fair opportunity to the Caveators, the matter adjourned and directed to be listed on 2<sup>nd</sup> July 2025.

4. The Caveators are put to notice that, in the event they remain unrepresented on the next date, the Court shall proceed with the matter *ex parte*.

**(Kamal Khata, J.)**