

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

INTERIM APPLICATION NO.4287 OF 2025
IN
TESTAMENTARY PETITION NO.1333 OF 2017

Prabha Verghese Alexander

...Plaintiff/
Applicant

Versus

Peedikayil Verghese Alexander Ors.

...Defendants/
Respondents

Adv. Pooja Kharat for the Applicant.

CORAM : SHARMILA U. DESHMUKH, J.

DATE : February 10, 2026

P. C. :

1. The present Interim Application has been preferred seeking recall of by conditional order dated 13 January, 2020 dismissing the Petition for non-removal of office objection.
2. Learned Counsel appearing for the applicant submits that the matter was pending for compliance in the year 2018 and thereafter the dates of hearing fixed on 27th March, 2019 and 12th December, 2019 could not be attended by the Advocate for the applicant. She would further submit that inadvertently office objections/requisition could not be removed due to inadvertent error on part of the office of the

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Advocate on record which led to the dismissal of the Testamentary Petition. She would further submit that the Petition is a non-contentious matter and the present application has been filed by all the legal heirs of the deceased who are the sons of the deceased.

3. Though it is stated that application has been preferred by all three legal heirs, perusal of the application indicates that the application has been signed only by the applicant no. 3.

4. Learned Counsel for the applicant seeks time. At her request, stand over to **11th March, 2026.**

[SHARMILA U. DESHMUKH, J.]