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**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
TESTAMENTARY AND INTESTATE JURISDICTION
TESTAMENTARY PETITION NO. 127 OF 1994**

Adeline Rodrigues	...Administrator
<i>And</i>	
Nusserwanji D Seervai	...Deceased
<i>And</i>	
Girish N Jani & Anr	...Respondents

Ms Adeline Rodrigues, *Administrator present.*
Ms Deepti Panda, i/b Pushpa Thapa, *for Respondent No.2.*

CORAM: G.S. PATEL, J
DATED: 26th October 2018

PC:-

1. There is a report dated 25th October 2018 by Ms Rodrigues, former Prothonotary and Senior Master of this Court, who was appointed as an Administrator of the estate of the deceased by an order of 20th January 2014 (RD Dhanuka J). The report seeks the following reliefs.

- (a) To direct the Administrator to open, maintain and operate a Demat Account in the name of the "Estate of Nusserwanji Dorabji Seervai".
- (b) To direct the Administrator to address letters to various companies for dematerialization of shares and securities which continue to be in physical form and



transfer the dividends, bonus shares, rights, etc. in the Demat Account in the name of the "Estate of Nusserwanji Dorabji Seervai" without insisting for physical/original documents, dispensing with the furnishing of Indemnity Bond, if any, and publication in the newspapers.

- (c) To direct the companies to credit the entire unpaid/interest on the debentures, convertible, non-convertible and redeemable bonds in the account of the "Estate of Nusserwanji Dorabji Seervai".
- (d) To direct the companies to renew the fixed deposits along with accrued interest without production of the original receipts, dispensing with the furnishing of Indemnity Bond, if any, and publication in the newspapers.
- (e) To direct the Administrator to address suitable letters to the Unit Trust of India and the Postal Department for crediting the proceeds of the units and amounts of the National Savings Certificate in the account of the "Estate of Nusserwanji Dorabji Seervai" without production of the originals.
- (f) To direct the banks to credit the amounts of the deceased Testator lying with them in the account of the "Estate of Nusserwanji Dorabji Seervai".
- (g) To direct the Administrator to address suitable letters to any concerned Authority as may be required in the circumstances for the proper administration of the "Estate of Nusserwanji Dorabji Seervai".
- (h) To direct all the concerned parties/Authorities to act on an authenticated photocopy certified by the Administrator.

2. The requests made in the report are reasonable and, indeed, necessary for the proper administration of the estate and to safeguard the assets and valuables. In particular, there is now an



urgent need to complete the dematerialization of shares by early December 2018.

3. There will be an order on the administrative report in terms of prayer clauses (a) to (h) set out above.
4. Liberty to the Administrator to apply in case of any difficulty.

(G. S. PATEL, J)