

BEFORE : MRS. R. V RANE
COMPANY REGISTRAR /
TESTAMENTARY REGISTRAR
DATE: 03rd OCTOBER, 2023

CALLED FOR DIRECTION :

13 TP/3341/2023)
(ECHCBM021466)
62023))

Mr. Suyash Kalbhor i/b. B G Saraf, Advocate for petitioner.

P.C.: 1. Perused the petition. Heard Ld. Advocate for petition. Advocate for the petitioner submits that the present petition is filed for Succession Certificate in respect of certain securities belonging to deceased viz. Raghunath Prasad Kedia alias Raghunath Prasad Jamnalal Kedia alias R. P. Kedia alias Raghunath Prasad Kedi who died at Mumbai on 30.12.2011. Copy of death certificate is annexed as Exhibit - 'A' to the petition. Copy of identification proof of the deceased is annexed as Exhibit - 'A1' to the petition.

2. Advocate for petitioner submits that the legal heirs left behind the deceased surviving as his only heirs next-of-kin according to Hindu Succession Act, 1956 are mentioned in para no. 4 of the said petition.

3. Advocate for petitioner submits that the said deceased died intestate and that due and diligent search has been made for Will but none has been found.

4. The Advocate for petitioner submits that no application has been made to any District Court or District Delegate or to any High Court for Probate of any Will of the said deceased or for Letters of Administration will or without Will annexed to his property and credits or any petition for Succession Certificate.

CONTD.

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5. In the aforesaid circumstances, I pass the following order:

ORDER

- a. Office to Issue General Notice expeditiously after two weeks from the date of uploading of this order. Petitioner is 72 years old.
- b. Advocate for the petitioner to file Affidavit of Service of General Notice and also effect service upon non-consenting legal heirs, if any as per Rules 399 and 400 of the Bombay High Court Original Side Rules and also justify surety of non-consenting legal heirs and furnish Administration Bond within one week thereafter.
- c. Office to verify if any cross petition is filed, if cross petition is filed, then take steps to place before the Hon'ble Court under Rule 407 of High Court Original Side Rules.
- d. List the matter on 01st November, 2023 for compliance. Petition expedite.

03.10.2023

**COMPANY REGISTRAR /
TESTAMENTARY REGISTRAR**