

**BEFORE : MRS. KAVITA Y. AMBEKAR ,
COMPANY REGISTRAR /
TESTAMENTARY REGISTRAR
Date: 9th April, 2026**

CALLED FOR DIRECTION :

1 TP/41/2006

Ms. Kanchan Pamnani, Advocate for petitioner

- PC :** 1. Perused Petition. Heard Ld. Advocate for petitioner. **Ld. Advocate for petitioner undertakes to file her Vakalatnama in the petition. The said undertaking is accepted.** As per the order dated 25.03.2026 passed in Interim Application No. 8098 of 2025, the Caveat dated 22.12.2009 filed by Ram Vazirani has been discharged and thereby, TS is disposed and Registry is directed to proceed with the Probate petition Hence, I proceed with the petition.
2. This petition is for Probate of last Will and Testament of deceased filed by petitioner namely Nirmal Hardayal Vazirani being Executor named under the Will of deceased. The deceased namely Gomti Hardayal Vazirani died at Mumbai on 22.01.1997. Copy of death certificate is annexed to the petition.
3. The deceased left behind her last Will and Testament which was duly executed at Mumbai on 17.10.1996. The said Will is in English language. The Para No.3 of the Will refers to the appointment of Executor. Only one Executor appointed under the Will who is petitioner herein. The Schedule I annexed to the petition referred one immovable property which is shown in para No. 4 of the Will.
4. Ld. Advocate for petitioner submits that parents and husband of deceased predeceased the deceased. Deceased is survived by four sons and two daughters. Out of them one son is petitioner herein and one son of deceased namely Ram had filed Caveat and the same is disposed of by an order dated 25.03.2026. Remaining two sons and two daughters have been served with the citation through the office of Sheriff, Mumbai and Affidavit dated 11.12.2009 which is filed on 19.12.2009 to that effect. There are no other legal heirs.
5. Petitioner's oath is filed. Affidavit of K. F. Naryani dated 14.12.2005 one of the Attesting Witness to the Will is filed. Affidavit of Service of General Citation dated 11.12.2009 is filed. Delay is explained and the same is condoned. All other legal formalities are complied with. Hence, petition is granted.
6. Office to issue Probate as prayed **subject to filing Vakalatnama of the Advocate for petitioner as per the undertaking stated hereinabove** and after verifying whether any cross petition is filed or whether any caveat is filed.

09.04.2026

**COMPANY REGISTRAR /
TESTAMENTARY REGISTRAR**