

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
TESTAMENTARY AND INTESTATE JURISDICTION
TESTAMENTARY SUIT NO. 179 OF 2024
IN
TESTAMENTARY PETITION NO. 2857 OF 2022

Sandeep Rasiklal Doshi & Anr.

...Plaintiffs

Vs.

Sanjay Pravin Gopani & Anr.

...Defendants

Adv. Jesal Shah i/by D. Shah for the Plaintiff.

Adv. Manisha Jain i/by Piyush Shah for the Defendant.

CORAM : ARIF S. DOCTOR, J.

DATE : 13TH FEBRUARY, 2025

P.C.:-

1. Heard the learned Counsel for the Plaintiffs.
2. I have perused the pleadings and draft issues.
3. The following issues are framed:
 - i. Whether the Plaintiffs prove that the document bearing No.1149 of 2022 (the Will) dated 25th September, 2018 is the last Will and Testament of Pravin Bhogilal Gopani?

- ii. Whether the Plaintiffs prove that the Will was executed in accordance with the provisions of the Indian Succession Act, 1925?
- iii. Whether Defendants prove that Will in question is forged and fabricated and procured by fraudulent misrepresentation and does not bear signature and initials of the deceased?
- iv. Whether Defendants prove that the deceased was not of sound mind?
- v. What relief and what order?

4. Now the issues have been framed. Therefore, the parties are directed to file their respective affidavits of documents on or before 27th February, 2025, to exchange the statement of admission and denial on or before 13th March, 2025 and to file list of witnesses and affidavit in lieu of examination in chief of the Plaintiffs' first witness together with compilation of documents with copy to be served upon the Defendants on or before 20th March, 2025.

5. Stand over to 26th March, 2025 for marking of documents.

(ARIF S. DOCTOR, J.)