



**IN THE HIGH COURT OF JUDICATURE AT BOMBAY,  
NAGPUR BENCH, NAGPUR.**

**SECOND APPEAL NO.324 OF 2024**

(Rajabhau Pundlik Chopade (dead) thr. L.R's & ors. Vs. Yashodabai Dinkar Chipade & ors.)

Office Notes, Office Memoranda of  
Coram, appearances, Court's Orders  
or directions and Registrar's order

Court's or Judge's Order

Mr. J.B. Gandhi, Advocate for the appellants.

**CORAM:- URMILA JOSHI-PHALKE, J.**  
**DATED :- DECEMBER 19, 2024.**

Heard.

2. Issue notice to the respondents on the following substantial questions of law :

(i) Whether the Will executed to the extent of the share of the co-owner can be the subject matter of the Will by virtue of notional partition?

(ii) Whether the Will which is executed on 26/03/1996 is free from any suspicious circumstances?

(iii) If the partition is effected in between the father and son, whether the share received by father can be treated as separate property so far as his son who are also party to the partition?

3. Place the matter after four weeks.

**(URMILA JOSHI-PHALKE, J.)**