

Presented on : 04/08/2018

Registered on : 04/08/2018

Decided on : 01/09/2018

Duration : 0 Y 00 M 27 DD

**IN THE COURT OF THE CIVIL JUDGE, JUNIOR DIVISION, SAKOLI.**

**(Presided over by N. K. Walke)**

**SUCC. No. 01/2018**

**Exh. No.**

1. Jageswar s/o Yawankumar Vaidya, Age : 41 years,
2. Prabhakar s/o Yawankumar Vaidya, Age : 36 years,  
Both R/o Parsodi/Sondad, Tq. Sakoli, Dist. Bhandara.
3. Priti w/o Harendra Phule, Age : 30 years,  
R/o Sasara, Tq. Sakoli, Dist. Bhandara.

**Applicants**

**VERSUS**

None

**Respondant**

**APPEARANCE: Mr. U. S. Meshram, for the applicants**

**None for the Respondent**

**CLAIM : For issuance of Succession Certificate under section 372 of the Indian Succession Act, 1925.**

**JUDGMENT**

**(Delivered on 01/09/2018)**

This is an application for grant of succession certificate under section 372 of the Indian Succession Act, 1925.

2. The applicants' case in brief is that they are legal heirs of late Jaswantabai Yawankumar Vaidya. Late Jaswantabai died on 12/05/2018. She was helper in *Anganwadi, Parsodi/Sondad*. Her payment/salary of Rs.75,000/- is to be recovered from Ekatmik Balvikas Prkalpa, Sakoli which needs to be withdrawn for which the succession certificate is required.

3. The applicants are Jaswantabai's legal heirs i.e. sons and daughter and except them, there is no other legal heir. They need succession certificate for the purpose of withdrawal of the said amount towards her payment/salary.

4. In support of their contentions, applicant No.1 stepped into witness box and reiterated contents of the application by filing his affidavit(Exh.8). His testimony is in

consonance with the contents of the application as mentioned in the above Para No.2. The applicants have also filed some documents i.e. family legal heirs certificate issued by the Sarpanch, Talathi and Police Patil(Exh.9 to 11), death certificate of late Jaswantabai(Ex.12), Addhar *Cards of the Applicants* (Exh.13 to 15 ), notice published in the daily '*Bhandara Patrika*' dated 11/8/2018(Exh.16) and its bill(Exh.17).

5. The above documents reflect that the applicants are the only legal heirs of late Jaswantabai. The public notice was issued and published (Exh.16) but no objection has been received, none appeared and contested the application. Testimony of the applicant and the documents referred to above corroborates contents of the application and supports testimony of the applicant which substantiates that the applicants are the only legal heirs of late Jaswantabai. In view of this, the application deserves to be allowed and hence I pass the following order.

**ORDER**

1. The application is allowed.
2. Issue succession certificate in the name of the applicants under section 372 of the Indian Succession Act on payment of requisite Court fees as per rules.

**Place - Sakoli.**

**Date : 01/09/2018**

**(N. K. Walke)**

**Civil Judge, Junior Division, Sakoli.**