

In the High Court of Judicature at Bombay

Testamentary and Intestate Jurisdiction

Petition No. 558 of 2009

LETTERS OF ADMINISTRATION ~~WILL~~ ~~WILL ANNEXED~~ ✓
~~XXXXXXXXXX~~

Act XXXIX of 1925, Section 307.

(1) Subject to the provisions of Sub-section (2), an executor or administrator has power to dispose of the property of the deceased, vested in him under section 211, either wholly or in part, in such manner as he may think fit.

(2) If the deceased was a Hindu, Moha-dan, Buddhist, Sikh or Jain or an attempted person, the general power conferred by Sub-section (1) shall be subject to the following restrictions and conditions, namely :-

(i) The power of an executor to dispose of immovable property so vested in him is subject to any restriction which may be imposed in this behalf by the Will appointing him, unless probate has been granted to him and the Court which granted the probate permits him by an order in writing, notwithstanding the restriction, to dispose of any immovable property specified in the order in a manner permitted by the order.

(ii) An administrator may not, without the previous permission of the Court by which the letters of administration were granted, -

(a) mortgage, charge or transfer by sale, gift, exchange or otherwise any immovable property for the time being vested in him under section 211, or

(b) lease any such property for a term exceeding five years.

(iii) A disposal of property by an executor or administrator in contravention of clause (i) or clause (ii), as the case may be, is voidable at the instance of any other person interested in the property.

N. B. Annexed to the grant is a copy of the schedule of assets of the deceased as disclosed by the petitioner in his petition.

Under: Rs. 7,98,000/- after deducting funeral expenses.
Probate Court fee Rs. 75,000/-.

BE IT KNOWN that this day being the Twenty Eighth day of January, Two Thousand Ten, Letters of Administration to the Property and Credits of Shri Bhagwan Kishanchand Hingorani alias Shri Bhagwan Kisinchand Hingorani, Hindu, Inhabitant of Bombay, Occupation: Consultant Anesthetist, who died at Bombay as intestate on or about the Fourteenth day of February, Two Thousand is hereby granted to Jyoti Malti Nathani, being the daughter of the deceased abovenamed to have effect throughout the State of Maharashtra, She - - - -

having undertaken to administer the same and to make a full and true inventory of the said Property and Credits and exhibit the same in this Court within six months from the date of this grant, or within such further time as the Court may from time to time appoint, and also to render to this Court a true account of the said property and Credits within one year from the same date, or within such further time as the Court may from time to time appoint.

Witness SHRI JAINARAYAN PATEL, Acting - - -

Chief Justice at Bombay aforesaid this 28th

day of January, 2010.

By the Court,

A. Rodrigues
(A. RODRIGUES)

REGISTRAR (O. S.) /

Prothonotary and Senior Master.

28/1/10
Sealer

The 28th day of January, 2010.

M/s. Vijaykumar & Co.,



महाराष्ट्र MAHARASHTRA

029584

SCHEDULE OF PROPERTY

Valuation of Immovable properties of the Deceased:

IN THE STATE OF MAHARASHTRA		
1	Right, title and interest into and upon 5 shares of Rs.50/- each aggregating to Rs.250/- bearing distinctive Nos. 326 to 330 (both Rs.38,00,000/- inclusive) bearing Certificate No.66 issued by RNA Heights A-Wing Co-operative Housing Society Limited with right to use and occupy Flat No.1402, 14 th Floor (Area approximately 999 sq.ft.) RNA Heights, A Wing, Opp. Fantasy Land,	Rs.38,00,000.00

✓

CNT-13

क्रमांक 50
मघान मुद्रांक कार्यालय, मुंबई
दिनांक

श्री/श्री/श्रीमती
जन्म गुणांक
.....

VIJAYKANTH
Nr. Sai Dham
Kandivah (E), Mumbai-400101.

F.2 JUL 2009

श्री श्री श्री. पारसे

	<p>J.V. Link Road, Jogeshwari, Mumbai-400 060 and the present market value of.</p> <p>No rent received.</p>	
	<p>TOTAL</p>	<p>Rs.38,00,000.00</p>

A. Rodrigues

(A. RODRIGUES)

REGISTRAR (O.S.)

PROTHONOTARY AND SENIOR MASTER.

Q *12* *78*



महाराष्ट्र MAHARASHTRA

029585

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
TESTAMENTARY AND INTESTATE JURISDICTION

PETITION NO. 558 OF 2009

Bhagwan Kishanchand Hingorani. Deceased.

Jyoti Malti Nathani. Petitioner.

M/s. Vijaykumar & Co.,
Advocate for the Petitioner.

CNT-13

पृष्ठांक ५१

महान मुद्रांक कार्यालय, मुंबई

दिनांक

उपस्थी/श्री/श्रीमती

सुप्रसन्न ह

CO.

Highway

400-101

प्यायालय

मुद्रांककला

E.2 JUL 2009

VIJAYK

Nr. Sai Dham
Kandivali (E)

AM
ग्राहक विभाग

डॉ. वी. जी. शिंदे



महाराष्ट्र MAHARASHTRA

029586

IN THE HIGH COURT OF JUDICATURE AT BOMBAY

TESTAMENTARY AND INTESTATE JURISDICTION

PETITION NO. 558 OF 2009

Bhagwan Kishanchand Hingorani. Deceased.

Jyoti Malti Nathani. Petitioner.

M/s. Vijaykumar & Co.,

Advocate for the Petitioner.

CNT-13 48
मिनात मुद्रांक कार्यालय, मुंबई
दिनांक

श्री/श्री/श्रीमती
मुद्रांक
VIJAYKANTH & CO.
No. 56, L. B. Road, Kandivali (E), Mumbai - 400 067
श्री. वा. श्री. (on)

F. 2 JUL 2009

0037266

बृहन्मुंबई महानगरपालिका
MUNICIPAL CORPORATION OF GREATER MUMBAI

PH - 52

सार्वजनिक आरोग्यखाते
Public Health Department
नमुना क्र. १० FORM NO. 10

(महाराष्ट्र जन्म-मृत्यु नोंदणी नियमावली; १९७६ नियम ९ कृपया पहावा)
(See Rule 9 of the Maharashtra Registration of Births & Deaths Rules, 1976)

मृत्यु नोंदणी प्रमाणपत्र
CERTIFICATE OF DEATH

जन्म-मृत्यु नोंदणी अधिनियम १९६९, कलम १२/१७ च्या अनुरोधाने
Issued under Section 12/17 of the Registration of Births and Deaths Act 1969.

भसा दाखला देण्यात येतो की, खाली नमूद केलेली माहिती बृहन्मुंबई महानगरपालिकेच्या विभागाच्या मूळ पुस्तकातून घेतली आहे.
This is to certify that the following information has been taken from the original record of Death which is in register for KE ward of Municipal Corporation of Greater Mumbai.

नांव
Name BHAGWAN KISINCHAND HINGORANI

राष्ट्रीयत्व
Nationality BRITISH लिंग
Sex MALE

कायमच्या वास्तव्याच्या पत्ता
Permanent Address B5 ASHIRWAD POONAM NGR
MAHAKALI CAVES RD
MUMBAI 400093

मृत्यु दिनांक
Date of Death 14.02.2000 नोंदणीपुस्तक अ.क्र.
Registration No. 577

नोंदणी दिनांक
Date of Registration 18.02.2000

जेथे मृत्यु झाला ते ठिकाण
Place of Death MUMBAI

वडिल/आई/नवरा यांचे नांव
Name of Father/Mother /Husband KISINCHAND HINGORANI

दाखला देणाऱ्याची सही
Signature of the issuing Authority



दिनांक
Date 23.02.2000



सूचना - मृत्युसंबंधी घाव्याच्या दाखलास संबंधित पुस्तकात नोंद घेतल्या जाणाऱ्या 'कारणांची' माहिती नोंद घाव्याची नाही.
उपकलम १७ (१) ची तरतूद पहावी.

Note - In the case of death, no disclosure shall be made of particulars regarding the cause of death as entered in the register. See provision to Sub-section 17 (1).

Municipal Corporation of Brihan Mumbai



(TO BE GIVEN BY A NOMINEE/HEIR, IF THERE ARE MORE
NOMINEES/HEIRS THAN ONE).

I, **Mr. Jeevan Hingorani**, an Adult, Indian Origin, Presently residing at Pacific Chambers, 901, Dina House, 11, Duddell Street Central, Honkong SAR do hereby solemnly affirm and State as under:-

1. **Late Shri Bhagwan Kishanchand Hingorani** had entered into an Agreement of Sale, dated 04/02/2000, for purchase of Flat No.A-1402 admeasuring 999 square feet built up area on the 14th Floor of the building in RNA Height, A- Wing C.H.S. Ltd., RNA Heights, J.V. Link Road, Andheri (East), Mumbai - 400093 (hereinafter referred to as the "Said Flat").
2. **Late Shri. Bhagwan Kishanchand Hingorani**, was the owner member of Flat No.A-1402 on the 14th Floor of the building in RNA Height, A- Wing C.H.S. Ltd., RNA Heights, J.V. Link Road, Andheri (East), Mumbai - 400093, which is registered under the Maharashtra Co-operative Societies Act, 1960 and having registration no. MUM/W-KE/HSG/TC/12976/2005 and is having its registered office at RNA Heights A-Wing Co-operative Housing Society Ltd., J.V. Link Road, Andheri (East), Mumbai - 400 093 (hereinafter referred to as "Said Society"),
3. **Late Shri. Bhagwan Kishanchand Hingorani**, was holding 5 Shares of Rupees Fifty each, numbered From 326 to 330 (both inclusive), bearing Share Certificate No. 66 (hereinafter referred to as the "Said Shares") issued by the said society.
4. **Late Shri. Bhagwan Kishanchand Hingorani**, died on intestate on 14.02.2000 leaving his following Surviving heirs, legal representatives, according to the law, by which the deceased member was governed who have executed this present under the bye-law No. 35 (New Model Bye-laws-2001).

NAME of the Legal Heir	Age	Relation with the deceased member
1. Mrs.Jyoti Malti Nathani	60 years	Married Daughter
2. Mr. Jeevan Hingorani	59 years	Son
3. Mr. Aroon Hingorani	46 Years	Son

- 5) I along with other legal heirs have agreed amongst ourselves that my sister Mrs. Jyoti Malti Nathani being one of the legal heirs of the said deceased member shall become member of the said Society. I have no objection for accepting the said Mrs. **Jyoti Malti Nathani** being one of the legal heirs of the **Late Shri. Bhagwan Kishanchand Hingorani**, said Deceased member to apply for transfer of shares and his interest in the said flat, to her name.
- 6) My sister, **Mrs. Jyoti Nathani** has obtained Letter of Administration from Mumbai High Court on demise of our father Shri Bhagwan Kishanchand alias Shri Bhagwan Kishanchand Hingorani vide Petition no. 558 of 2009 and this Letter of Administration is issued on 28th January 2010.



- 7) The other legal heirs of **Late Shri. Bhagwan Kishanchand Hingorani** had given their No Objection in a separate executed Affidavit, wherein they have also Indemnified the society and its office bearers for transmission of said society membership and shares in favour of the applicant **Mrs. Jyoti Malti Nathani**.
- 8) I have declared that no other nominees*/heirs*/legal representatives are left behind by the said deceased member, except the above. I hereby agree to indemnify and keep indemnified and harmless the said society against any claim, demand, suit or other legal proceedings which may be filed by any person or persons, claiming either lawfully and /or equitably through the said deceased member **Late Shri. Bhagwan Kishanchand Hingorani**. I further declare and undertake that I shall bear all expenses, cost and charges in respect of any such claim demand, suit and /or legal proceedings which may be filed by any person or persons either lawfully and /or equitably claiming through the said deceased member.
- 9) I make this declaration solemnly, believing the same to be true and having faith their in.

On this 12th day of April, 2011.

Solemnly declared at HKSAR by the within named Signatures of deponent.

Mr. JEEVAN HINGORANI




Before me



AUGUSTUS CHUN KWOK AU
Notary Public, Hong Kong SAR
1122, 11th Floor, Central Building,
1-3 Pedder Street, Central, Hong Kong.

Administration of oath/declaration only.
No advice sought or given.

MENT NO. 119325/11

ular Department
General of India, Hong Kong.

General of India, Hong Kong accepts as
to the contents of the above document.



Handwritten signature
CHANDRA MOHAN

The Kapoi Co-operative Bank Ltd.
Andheri Branch, Syndicate Chamber,
1st Floor, Sahar Road, Andheri (East),
Mumbai-400 069
D-5/STP(V)/C-6/06/05/1995-96
Authorized Signatory

भारत 27485
185282
SPECIAL ADHESIVE MAHARASHTRA
JUL 02 2010
10:19
R.0000100/-PB5502
INDIA STAMP DUTY MAHARASHTRA

AFFIDAVIT
(TO BE GIVEN BY A NOMINEE/HEIR, IF THERE ARE MORE
NOMINEES/HEIRS THAN ONE).

I, **Mr. Aroon Hingorani**, an Adult, Indian Origin, Presently residing at 2A, Raffin Close, Datch Worth, Hertfordshire, SG3, 6RP do hereby solemnly affirm and State as under:-

1. **Late Shri Bhagwan Kishanchand Hingorani** had entered into an Agreement of Sale, dated 04/02/2000, for purchase of Flat No.A-1402 admeasuring 999 square feet built up area on the 14th Floor of the building in RNA Height, A- Wing C.H.S. Ltd., RNA Heights, J.V. Link Road, Andheri (East), Mumbai – 400093 (hereinafter referred to as the “Said Flat”)
2. **Late Shri. Bhagwan Kishanchand Hingorani**, was the owner member of Flat No.A-1402 on the 14th Floor of the building in RNA Height, A- Wing C.H.S. Ltd., RNA Heights, J.V. Link Road, Andheri (East), Mumbai – 400093, which is registered under the Maharashtra Co-operative Societies Act, 1960 and having registration no. MUM/W-KE/HSG/TC/12976/2005 and is having its registered office at RNA Heights A-Wing Co-operative Housing Society Ltd., J.V. Link Road, Andheri (East), Mumbai – 400 093 (hereinafter referred to as “Said Society”),
3. **Late Shri. Bhagwan Kishanchand Hingorani**, was holding 5 Shares of Rupees Fifty each. numbered From 326 to 330 (both inclusive), bearing Share Certificate No. 66 (hereinafter referred to as the “Said Shares”) issued by the said society.
4. **Late Shri. Bhagwan Kishanchand Hingorani**, died on intestate on 14.02.2000 leaving his following Surviving heirs, legal representatives, according to the law, by which the deceased member was governed who have executed this present under the bye-law No. 35 (New Model Bye-laws-2001).

NAME of the Legal Heir	Age	Relation with the deceased member
1. Mrs.Jyoti Malti Nathani	60 years	Married Daughter
2. Mr. Jeevan Hingorani	59 years	Son
3. Mr. Aroon Hingorani	46 Years	Son

- 5) I along with other legal heirs have agreed amongst ourselves that my sister Mrs. Jyoti Malti Nathani being one of the legal heirs of the said deceased member shall become member of the said Society. I have no objection for accepting the said Mrs. Jyoti Malti Nathani being one of the legal heirs of the **Late Shri. Bhagwan Kishanchand Hingorani**, said Deceased member to apply for transfer of shares and his interest in the said flat, to her name.
- 6) My sister, **Mrs. Jyoti Nathani** has obtained Letter of Administration from Mumbai High Court on demise of our father Shri Bhagwan Kishanchand alias Shri Bhagwan Kisinchand Hingorani vide Petition no. 558 of 2009 and this Letter of Administration is issued on 28th January 2010.

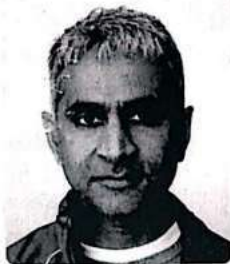
- 7) The other legal heirs of **Late Shri. Bhagwan Kishanchand Hingorani** had given their No Objection in a separate executed Affidavit in the month of July 2010 wherein they have also Indemnified the society and its office bearers for transmission of said society membership and shares in favour of the applicant **Mrs. Jyoti Malti Nathani**.
- 8) I have declared that no other nominees*/heirs*/legal representatives are left behind by the said deceased member, except the above. I hereby agree to indemnify and keep indemnified and harmless the said society against any claim, demand, suit or other legal proceedings which may be filed by any person or persons, claiming either lawfully and /or equitably through the said deceased member **Late Shri. Bhagwan Kishanchand Hingorani**. I further declare and undertake that I shall bear all expenses, cost and charges in respect of any such claim demand, suit and /or legal proceedings which may be filed by any person or persons either lawfully and /or equitably claiming through the said deceased member.
- 9) I make this declaration solemnly, believing the same to be true and having faith their in.

On this 30th day of September, 2010.

Solemnly declared at London, UK by the within named **Signatures of deponent.**

Aroon Dinesh Hingorani who's photograph affixed below bears a true likeness.

Mr. AROON HINGORANI



Before me



(Notary / Magistrate)

SEBASTIAN JACK ROBERT LABOVITCH
Notary Public of **London, England**



For The Kapor Co-operative Bank Ltd.
STP(V)/C.R.106/06/05/1993-96
NOTARIAL
AFIDAVIT
2810 2820 2830 2840 010 2850 2860 10:20
R.0000100/-PB5502
INDIA STAMP DUTY MAHARASHTRA
(TO BE GIVEN BY A NOMINEE/HEIR, IF THERE ARE MORE NOMINEES/HEIRS THAN ONE).

I, Mrs. Jyoti Malti Nathani, an adult, addressed at Tarrangan 3rd Floor, 7th Road, 24 Presidency Society, JVPD Scheme, Mumbai - 400 049, permanently residing at 8, Thorngrove Hill, Wilmslow, Cheshire, SK9 1DF, states as under:-

1. Late Shri Bhagwan Kishanchand Hingorani had entered into an Agreement of Sale, dated 04/02/2000, for purchase of Flat No.A-1402 admeasuring 999 square feet built up area on the 14th Floor of the building in RNA Height, A- Wing C.H.S. Ltd., RNA Heights, J.V. Link Road, Andheri (East), Mumbai - 400093 (hereinafter referred to as the "Said Flat")

2. Late Shri. Bhagwan Kishanchand Hingorani, was the owner member of Flat No.A-1402 on the 14th Floor of the building in RNA Height, A- Wing C.H.S. Ltd., RNA Heights, J.V. Link Road, Andheri (East), Mumbai - 400093, which is registered under the Maharashtra Co-operative Societies Act, 1960 and having registration no. MUM/W-KE/HSG/TC/12976/2005 and is having its registered office at RNA Heights Wing Co-operative Housing Society Ltd., J.V. Link Road, Andheri (East), Mumbai - 400093 (hereinafter referred to as "Said Society"),



3. Late Shri. Bhagwan Kishanchand Hingorani, was holding 5 Shares of Rupees Fifty each, numbered From 326 to 330 (both inclusive), bearing Share Certificate No. 66 (hereinafter referred to as the "Said Shares") issued by the said society.

4. Late Shri. Bhagwan Kishanchand Hingorani, died on intestate on 14.02.2000. leaving his following Surviving heirs, legal representatives, according to the law, by which the deceased member was governed who have executed this present under the bye-law No. 35 (New Model Bye-laws-2001).

Name of the Legal Heir	Age	Relation with the deceased member
1. Mrs. Jyoti Malti Nathani	60 years	Married Daughter
2. Mr. Jeevan Hingorani	59 years	Son
3. Mr. Aroon Hingorani	46 Years	Son

5) I along with other legal heirs have agreed amongst ourselves that me, Mrs. Jyoti Malti Nathani being one of the legal heirs of the said deceased member shall become member of the said Society. Other Legal heirs had given their no objection for accepting me, Mrs. Jyoti Malti Nathani being one of the legal heirs of the Late Shri. Bhagwan Kishanchand Hingorani, said Deceased member to apply for transfer of shares and his interest in the said flat, to my name.

6) I have obtained Letter of Administration from Mumbai High Court on demise of my father Shri Bhagwan Kishanchand alias Shri Bhagwan Kisinchand Hingorani vide Petition no. 558 of 2009 and this Letter of Administration is issued on 28th January 2010.



- 7) The other legal heirs of **Late Shri. Bhagwan Kishanchand Hingorani** had given their No Objection in a separate executed Affidavit in my favour, **Mrs. Jyoti Malti Nathani**, wherein they have also Indemnified the society and its office bearers for transmission of said society membership and shares in favour of me, **Mrs. Jyoti Malti Nathani** as the applicant.
- 8) I have declared that no other nominees*/heirs*/legal representatives are left behind by the said deceased member, except the above. I hereby agree to indemnify and keep indemnified and harmless the said society against any claim, demand, suit or other legal proceedings which may be filed by any person or persons, claiming either lawfully and /or equitably through the said deceased member **Late Shri. Bhagwan Kishanchand Hingorani**. I further declare and undertake that I shall bear all expenses, cost and charges in respect of any such claim demand, suit and /or legal proceedings which may be filed by any person or persons either lawfully and /or equitably claiming through the said deceased member.
- 9) I make this declaration solemnly, believing the same to be true and having faith their in.

On this _____ day of _____, 2010.

Solemnly declared at _____ by the within named **Signatures of deponent.**

J. Nathani



Mrs. Jyoti Malti Nathani



Before me

(Notary / Magistrate)



Goodkhy
2/7/10
GULABDHAR UPADHYAY
ADVOCATE & NOTARY
Chhabinath Pandey Compound, Marol Naka
New Air Post Road, J. B. Nagar Andheri (East)
Mumbai - 400058, Maharashtra
Mob: 988766044

From:

Mrs. Jyoti Malli Nathani,
Tarrangan, 3rd Floor, 7th Road, 24
Presidency Society, JVPD Scheme,
Mumbai - 400 049.

Date :

To,
The Secretary,
RNA Height A- Wing C.H.S. Ltd.,
RNA Heights, J.V. Link Road,
Andheri (East), Mumbai - 400093
Dear Sir,

Sub :- Application for transfer of Flat No. A-1402.

Please find enclosed herewith following documents to affect Transfer of Flat No. A-1402, 14th Floor, RNA Height, A-Wing C.H.S. Ltd., RNA Heights, J.V. Link Road, Andheri (East), Mumbai - 400093 in my favour. Please find attached herewith copies of the following documents :

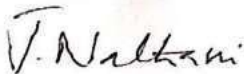
- 1) Declaration in (Form No. 4).
- 2) Application for membership (Form No. 17).
- 3) Indemnity Bond (Form No. 19).
- 4) Affidavit by myself & my brothers (1) Mr. Aroon Nathani & (2) Mr. Jeevan Nathani.
- 5) Declaration in (Form No. 4C)
- 6) Copy of Death Certificate of Late Shri Bhagwan Kishanchand Hingorani.
- 7) Draft Public Notice for New Papers (Form No. 16)
- 8) Letter of Administration in my favour from Mumbai High Court dated 28-01-2010.
- 9) Transfer Fee of Rs. _____/- by Cheque No. _____ drawn on _____ Bank, _____ Branch.
- 10) Entrance fee of Rs. 100 by Cheque No. _____ drawn on _____ Bank, _____ Branch.

Please note that at present I am attaching the unsigned Affidavits of my brothers Mr. Aroon Nathani and Mr. Jeevan Nathani, the signed copies of the Affidavits have already been sent to my Brothers for signature and the same are accepted shortly. Kindly transfer the same in my name at the ensuing Committee Meeting and inform me accordingly.

Kindly transfer the said flat and said shares in my name and admit me as member in the ensuing Committee Meeting and inform me accordingly.

Thanking you,

Yours Truly,



Mrs. Jyoti Malli Nathani



The Kapoi Co-operative Bank Ltd.
Andheri Branch, Syndicate Chamber,
1 St. Floor, J.B. Road, Andheri (East),
Mumbai - 400 069
D-5/STP(V)/C/189/0605/1993-96
Authorized Signatory

भारत 27483
142283
INDIA
SPECIAL ADHESIVE
महाराष्ट्र
JUL 02 2010
2010 2010 2010 2010
(FORM NO. -14):19
Rs. 0000100/- PB5502
ON HUNDRED RUPPEE
STAMP DUSTAMP PAPER RA

APPENDIX - 4

[Under the Bye - Law Nos.17 (b) and 19 A (IV)]

A form of undertaking to be furnished by the Prospective member to use the flat for the purpose for which it is allotted.

I, **Mrs. Jyoti Malti Nathani**, an adult, 60 years, addressed at Tarrangan, 3rd Floor, 7th Road, 24 Presidency Society, JVPD scheme, Mumbai 400 049, permanently residing at 8, Thorngrove Hill, Wilmslow, Cheshire, SK9 1DF, intending member of the Flat No. A-1402 admeasuring 999 square feet super built up area on the 14th floor of the building in RNA Heights, RNA Height A- Wing C.H.S. Ltd. having its registered office at RNA Heights, C.T.S. No. 176, Village - Majas, Taluka - Andheri, Mumbai Suburban District K-East ward, J.V. Link Road, Andheri (East), Mumbai - 400093, hereby give the undertaking that I will use the flat as per family arrangement / released to me / proposed to be acquired by me on cessation of membership of the earlier member, under the bye-laws of the society, for the purpose mentioned in the letter, which will be issued under bye-law No.76 (a) of the bye-laws of the society, registered.

I further give the undertaking that no change of user will be made by me without the previous permission, in writing of the committee of the society.

Place:

Date : _____ 2010

J. Nathani



(Mrs. Jyoti Malti Nathani)
Transferee/ Applicant



Gulabhar Upadhyay
217110
GULABHAR UPADHYAY
ADVOCATE & NOTARY
Chhabraji Phuley Compound, Marol Naka
New Aly Post Road, J. B. Nagar Andheri (East)
Mumbai - 400028. Maharashtra
Mob: 986768046

NOTICE

Form No.16

COMMON

[Under bye-law No.35]

The Form of Notice, inviting claims or objections to the transfer of the shares and the Interest of the Deceased Member in the Capital / Property of the Society.

(To be published in two local newspapers having large circulation)

NOTICE

Late Shri Bhagwan Kishanchand Hingorani, a member of the RNA Height A- Wing C.H.S. Ltd., having office at CTS No. 176, RNA Heights, Village – Majas, Taluka – Andheri, Mumbai Suburban District K-East ward J.V. Link Road, Andheri (East), Mumbai – 400093 holding Flat No. A-1402, on 14th Floor, in the building known as RNA Height A- Wing C.H.S. Ltd., died intestate on 14.02.2000, without making nomination.

The society hereby invites claims or objection from the heirs or other claimant or claimants / objector or objectors to the transfer of the said shares and interest of the deceased member in the Property of the society within a period of 15 days from the publication of this notice, with copies of such documents and other proofs in support of their claims/ objections for transfer of shares and interest of the deceased member in the capital/ property of the society. If no claims/ objections are received within the period prescribed above, the society shall be free to deal with the shares and interest of the deceased member in the Property of the society in such manner as are provided under the bye-laws of the society. The claims/ objections if any, received by the society for transfer of shares and interest of the deceased member in the capital/ property of the society shall be dealt with in the manner provided under the bye-laws of the society. A copy of the registered bye-laws of the society is available for inspection by the claimants / objectors, in the office of the society with the secretary of the society between ____ A.M/P.M to ____ A.M/P.M. from the date of publication of this notice till the date of expiry of its period.

Place : Mumbai

Date :

For and on behalf of

RNA Height A- Wing Co.op. Housing Society Ltd.

Hon. Secretary

COMMON

Form 17

[Under bye - law No. 35]
Application for Membership by the Heir of the Deceased Member of the Society.

To,
The Secretary,
RNA Height, A- Wing CHS Ltd.,
RNA Heights, J.V. Link Road,
Andheri (East), Mumbai - 400 093.

Sir,

I, Mrs. Jyoti Malti Nathani hereby make an application for membership of the RNA Heights A- Wing Co-operative Housing Society Limited, Flat No. A-1402, 14th Floor, J.V. Link Road, Andheri (East), Mumbai - 400 093 for transfer of shares and interest of the deceased member of the society in the capital / property of the society. Shri. Bhagwan Kishanchand Hingorani, who was the member of the society and holding Five shares of Rs. Fifty each and the Flat No.A-1402 in the society's building died on 14-02-2000 without making a nomination. His death certificate is enclosed.

I hereby state that I Mrs. Jyoti Malti Nathani have been chosen by legal heirs (1) Mr. Jeevan Hingorani (2) Mr. Aroon Hingorani of deceased member Shri. Bhagwan Kishanchand Hingorani and have made an affidavit choosing me, Mrs. Jyoti Malti Nathani, to make an application for membership of the society and for the transfer of shares and interest of the deceased member in the capital property of the society in my name. The affidavit in original is enclosed.

I have also executed an Indemnity Bond in favour of the society, (appendix 19) indemnifying it against any claim made by any other person / persons / heirs at any subsequent time in respect of the shares and interest of the deceased member in the capital property of the society.

I remit herewith an amount of Rs. 100/- as entrance fees.

Mrs. Jyoti Malti Nathani, particulars for the purpose of consideration of her application for membership is as under :

Name	:	Mrs. Jyoti Malti Nathani
Age	:	60 Years,
Occupation	:	Service
Monthly Income Rs.	:	50000/-
Office Address	:	64 Derby Street, Manchester, M8 8AT
Residential Address	:	Tarangan 3 rd Floor, 7 th Road, 24 Presidency Society, JVPD Scheme, Mumbai - 400 049, permanently residing at 8, Thorngrove Hill, Wilmslow, Cheshire, SK9 1DF,

house owned by us or any of the members of our family or a

I have given below the particulars of the plot/ flat/ house owned by us or any of the members of our family or a person dependent on us, in the area of operation of the society.

Sr No.	Name of the Person	Particulars of the plot/ Flat/house owned by the applicant or by any of the members of his family or a person dependent on him in the area of operation of the society	Location of the plot/ Flat/house
1	2	3	4
N.A.			

I have undertaken to use the flat for the purpose for which it was held acquire by the deceased member and that any change of user will be made with the prior approval of the society. The undertaking in the prescribed form to that effect is enclosed herewith. (Appendix 4)

*[also enclose herewith the undertaking and declaration in the prescribed form that I shall disclose of the plot/ flat/ house owned by me or any of the members of my family or the person dependent on me, the details of which are given above. [NOT APPLICABLE].

I enclose herewith the undertaking and declaration in the prescribed forms about the registration of the transfer of the flat to my name under section 269AB of the Income-tax Act and about non-holding of immovable property in excess of 500sq.mtrs.under the Urban Land (Ceiling and Regulation) Act. [NOT APPLICABLE].

I undertake to discharge all the present and future liabilities to the society. *As I have no independent source of income, I enclose herewith the undertaking in the prescribed form (appendix 5) from the person on whom I am dependent, to the effect that shall discharge all the present and future liabilities to the society, on my behalf [NOT APPLICABLE].

I have gone through the bye-laws of the society and undertake to abide by the same and any modifications that the Registering Authority may make it them.

I request you to please admit me as a members of the society and transfer the shares and interest of the deceased member in the capital *property of the society to my name. The share certificate held by the deceased member is enclosed herewith.

Yours faithfully,

J. Nathani

Mrs Jyoti Malti Nathani

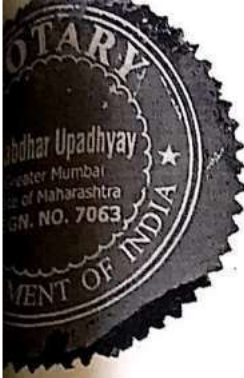
Place :

Date :

Note : (I) The expression "a member of a family" means as defined under byelaw No.3(xxv)
 (II) The undertaking about registration of the transfer of the flat is not necessary if the heir is related to the deceased member within the meaning of Section 2(41) of the Income -tax Act.

OR

If the consideration for the transfer is Rs.75,00,000/- or less



The Kapori Co-operative Bank Ltd.,
Andheri Branch, Syndicate Chamber,
1st Floor, Dhar Road, Andheri (East),
Mumbai - 400 069.
D-5/STP(V)/C. # 11/2/2005/1993-96
Authorized Signatory



SPECIAL ADHESIVE
JUL 02 2010

10:20

Form No. 19

COMMON

[Under bye-law No. 35]

To be given on Stamp Paper of Rs.200 or to be affixed with adhesive stamps of the same denomination.

(To be given where there is no nomination)

I, Mrs. Jyoti Malti Nathani, an adult, addressed at Tarrangan 3rd Floor, 7th Road, 24 Presidency Society, JVPD Scheme, Mumbai - 400 049, permanently residing at 8, Thorngrove Hill, Wilmslow, Cheshire, SK9 1DF, states as under:

1. Late Shri Bhagwan Kishanchand Hingorani had entered into an Agreement of Sale, dated 04/02/2000, for purchase of Flat No.A-1402 admeasuring 999 square feet built up area on the 14th Floor of the building in RNA Height, A- Wing C.H.S. Ltd., RNA Heights, J.V. Link Road, Andheri (East), Mumbai - 400093 (hereinafter referred to as the "Said Flat")
2. Late Shri. Bhagwan Kishanchand Hingorani, was the owner member of Flat No.A-1402 on the 14th Floor of the building in RNA Height, A- Wing C.H.S. Ltd., RNA Heights, J.V. Link Road, Andheri (East), Mumbai - 400093, which is registered under the Maharashtra Co-operative Societies Act, 1960 and having registration no: MUM/W-KE/HSG/TC/12976/2005 and is having its registered office at RNA Heights A-Wing Co-operative Housing Society Ltd., J.V. Link Road, Andheri (East), Mumbai - 400 093 (hereinafter referred to as "Said Society"),
3. Late Shri. Bhagwan Kishanchand Hingorani, was holding 5 Shares of Rupees Fifty each, numbered From 326 to 330 (both inclusive), bearing Share Certificate No. 66 (hereinafter referred to as the "Said Shares") issued by the said society
4. Late Shri. Bhagwan Kishanchand Hingorani, died on intestate on 14.02.2000 leaving her Surviving following heirs, legal representatives, according to the law, by which the deceased member was governed and executed this present under the bye-law No. 35 (new Model Bye

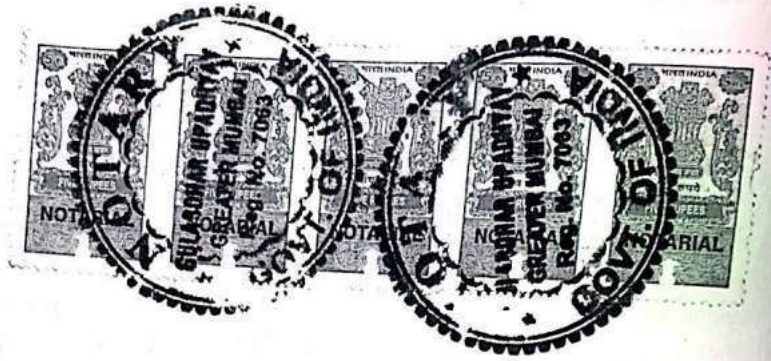
Names of the Legal Heirs	Age	Relation with the deceased member
1. Mrs. Jyoti Malti Nathani	60 years	Daughter
2. Mr. Jeevan Hingorani	59 years	Son
3. Mr. Aroon Hingorani	46 Years	Son



5) The legal heirs have agreed and decided that I, Mrs. Jyoti Malti Nathani being one of the legal heirs of the said deceased member shall become member of the said Society. The other legal heirs had given their no objection for accepting me, Mr. Jyoti Malti Nathani being one of the legal heirs of the Late Shri. Bhagwan Kishanchand Hingorani, said Deceased member to apply for transfer of shares and his interest in the said flat.

6) That I, Mrs. Jyoti Malti Nathani has made petition in the Hon'ble High Court Of Judicature at Bombay and obtained letters of administration to the property and credits of Late Shri Bhagwan Kishanchand Hingorani and obtained Succession Certificate. Mr. Jeevan Hingorani and Aroon Hingorani who are brothers (other legal heirs) had given their No objection in a separate executed Affidavit in my favour, and they had no objection for my application for society membership.

NO. 30
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- 7) I am one of the legal heirs of the deceased Late Shri. Bhagwan Kishanchand Hingorani, I inherit his shares and his interest in the said Flat. According to the bye-law No.35 of the bye-laws of the society, I am entitled to make an application for membership of the said society and for transfer of the said shares and the interest of the said deceased member in the said flat to my name Mrs. Jyoti Malti Nathani. Accordingly I have made application for membership of the said society and for transfer of the said shares and interest of the deceased member in the said flat to my name.

OR

According to the bye-law No.35 of the bye-laws of the society, my two brothers as mentioned above had executed the Affidavit in my favour, wherein they had given their no objection in my favour, naming me to make an application for membership of the said society and for transfer of the said shares and the interest of the said deceased member in the said flat to my name. Accordingly, I have made application for membership of the said society and for transfer of the shares and the interest of the deceased member in the said flat to my name.

- 8) I, hereby indemnify and keep indemnified and harmless the said society and its office bearers against any claim, demand, suit or other legal proceedings by any other legal heirs, claiming lawfully and/ or equitably through the said deceased Late Shri. Bhagwan Kishanchand Nathani, further declare and undertake to bear all expenses, costs, charges in respect of any such claim, demand, suit and/ or legal proceedings which may be filed by any other heir/heirs, either lawfully and /or equitably, claiming through the said deceased member of the society.
- 9) I am conscious of the fact that the society will admit me as its member in place and instead of the said deceased member of the society on the basis of this Indemnity and undertaking.

Place :-

Date :-

Name

Mrs. Jyoti Malti Nathani



J. Nathani

Signature

Witness :

- (I) Name : Shilpa Shinde

Address : B-3 Aksar Aptms, Eksar Road,
Borivili, West, Mumbai - 400 092.

Signature of the Witness

Shilpa Shinde

- (II) Name : Yogesh Sawant

Address : Room No. F/4, Dr. Radhakrishna
Nagar, Jari Mari, K A Road,
Kurla, West, Mumbai - 400 072.

(II) Signature of the Witness

Yogesh Sawant

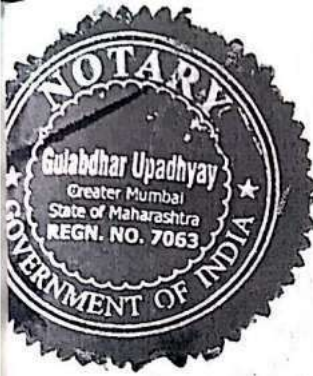
Place :

Date :



Identified by me

Gulabdhhar
2/7/10
GULABDHAR UPADHYAY
ADVOCATE & NOTARY
Chhatrinath Pandey Compound, Marol Nishi
Before New Air Post Road, J. B. Nagar Andheri (East)
Mumbai - 400060, Maharashtra
Mob: 9822768046



The Kapor Co-operative Bank Ltd.,
Andheri Branch, Indicate Chamber,
1st. Floor, Sahar Road, Andheri (East),
Mumbai 400 069.
D-5/STP(V)/C.R. 106/1993-96
Authorized Signatory



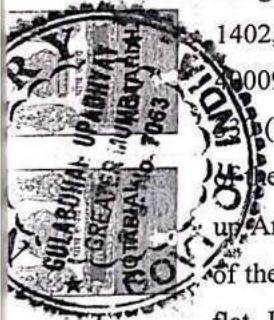
SPECIAL ADHESIVE
महाराष्ट्र
JUL 02 2010

**SPECIMEN
FORM NO. 4C**

**DECLARATION ABOUT IMMOVABLE PROPERTY WITHIN THE
PROVISION OF SECTION 27 OF THE URBAN LAND (CEILING &
REGULATION) ACT 1976**

TO BE GIVEN BY A NOMINEE/ HEIR OF THE OF DECEASED MEMBER)

I, Mrs. Jyoti Malti Nathani, an adults, Non Resident Indian, having address at Tarrangan, 3rd floor, 7th Road, 24 Presidency Society, JVPD Scheme, Mumbai 400 049, permanently residing at 8, Thorngrove Hill, Wilmslow, Cheshire, SK9 1DF, the nominee and legal heir of Late Shri Bhagwan Kishanchand Hingorani, deceased member of the RNA Height A-Wing C.H.S. Ltd. Flat No. A-1402, having office at RNA Heights, J.V. Link Road, Andheri (East), Mumbai - 400093. Holding Five Shares of Rs. 50/- each bearing shares from Nos. 326 to 330 (both inclusive) for the face value 250 vide a original share certificate No. 66 of the Flat No. A-1402, admeasuring 999 sq. ft. equivalent to 92.84 sq. mts. Build up Area in the building of the society, have made an application for membership of the society and for transfer of interest of the said deceased member in the said flat, I hereby declare that I do not hold any vacant land or land with a building thereon, any where in any urban agglomeration specified under the Urban Land (Ceiling and Regulation) Act, 1976, the area of which exceeds 500 Sq. meters.



J. Nathani

Signature of the Nominee /Heir

Place :

Date :

Mrs. Jyoti Malti Nathani



Gulabdhhar Upadhyay
21/7/16
GULABDHAR UPADHYAY
ADVOCATE & NOTARY
Chirabirash Pardey Compound, Marol Naka
New Air Post Road, J. B. Nager Andheri (East)
Mumbai - 400089, Maharashtra
Mob: 9889783048

