

IN THE SUPREME COURT OF VICTORIA AT MELBOURNE
IN ITS PROBATE JURISDICTION
TRUSTS, EQUITY AND PROBATE LIST

S XXX 20XX XXXXX

IN THE MATTER of the will and estate of NAME, deceased

BETWEEN:

FULL NAME Plaintiff/s

- and -

FULL NAME Defendant/s

GENERAL FORM OF ORDER

JUDICIAL REGISTRAR:

DATE MADE:

ORIGINATING PROCESS: Originating motion filed [date] and **summons for caveat directions** filed [date]

HOW OBTAINED: On return of the orders of Judicial Registrar [NAME] made [date]

ATTENDANCE: No appearances; orders made on the papers pursuant to r 59.07 of the *Supreme Court (General Civil Procedure) Rules 2015 (the Rules)*

OTHER MATTERS:

- A. [Name] (the **deceased**) died on [date of death] leaving a **will** dated [date].
- B. In this proceeding, the plaintiff seeks a **grant** of [insert type of grant]
- C. This order is signed by the Judicial Registrar pursuant to r 60.02(1) of the *Rules*.

THE COURT ORDERS BY CONSENT THAT:

- 1. [delete if withdrawal of caveat already filed] The caveat filed [date] be dismissed.
- 2. The summons for caveat directions be dismissed.
- 3. The proceeding be referred to the Registrar of Probates for determination.

4. The hearing listed for [date] be vacated.
5. No order as to costs.

DATE AUTHENTICATED:

Lawyers for the plaintiff

Lawyers for the defendant