

IN THE HIGH COURT OF JUDICATURE AT MADRAS**DATED : 11.01.2018****CORAM****THE HONOURABLE MR.JUSTICE C.V.KARTHIKEYAN****T.O.S.No. 44 of 2006**

In the matter of Indian Succession Act
XXXIX of 1925 and in the matter of the
Last Will and Testament of
Smt.R.Saraswathi Bai (Deceased)

T.K.Kulasekaran

... Petitioner

Vs.

1. Swarnalatha Prabhakar
2. P.Aarthi
3. P.Aarvind

.. respondents

PRAYER: Testamentary Original Suit has been filed under Section 222 of the Indian Succession Act XXXIX of 1925 read with ORder XXV Rule 5 of O.S., Rules praying to prove the Will common form and that the Probate thereof to have effect limited to the State of Tamil Nadu.

For the Plaintiff : Mr.J.Manogar

For the Respondents : Mr.S.Rajesekar

C.V.KARTHIKEYAN J,

mm/vsg

JUDGMENT

The learned counsel for the plaintiff had made the following endorsement:-

"In the light of letter dated 03.11.2017 given by my party T.K.Kulasekaran seeking to withdraw the T.O.S.No. 44/2006, I pray that the suit T.O.S., may be dismissed as withdrawn and thus render justice".

2. The said endorsement has also been signed by the plaintiff. The plaintiff is present today before this Court.

3. In view of the endorsement made by the learned counsel for the plaintiff and also signed by the plaintiff, this Testamentary Original Suit is dismissed as withdrawn. No costs.

11.01.2018

Index : Yes/No
Internet : Yes/No
mm/vsg

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