

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 12.02.2019

CORAM

THE HONOURABLE MR.JUSTICE R.SUBRAMANIAN

O.P.No.663 of 2012

M.G.Nagaraj

... Petitioner

Prayer: Original Petition filed under Sections 218, 276 of the Indian Succession Act read with Order XXV, Rule 5 of Original Side rules praying that Letters of Administration may be granted to him as grandson/legal heir to the property and credits of the deceased M.Ramaiah to have effect limited to the State of Tamil Nadu.

The seal of the High Court of Judicature at Madras is a circular emblem. It features a central yellow temple gopuram (tower) with a red crown on top. Below the gopuram is a red elephant standing on a base. The entire emblem is set against a background of green and yellow horizontal stripes. The words 'HIGH COURT OF JUDICATURE' are written in a circle around the central emblem. At the bottom, the word 'ORDER' is written in red capital letters.
ORDER

The petitioner seeks Letters of Administration to the estate of the deceased Ramaiah who died on 17.11.1972.

2. According to the petitioner, the said Ramaiah died issue less

and his wife Punniyakoti also predeceased him on 03.06.1967. The petitioner claims that he is the brother's grand son of Ramaiah. In the genealogical tree produced by the petitioner, it is claimed that one Mr.Gangaya had two sons viz., Lakshmiaiah and Ramaiah. While Ramaiah

died issue less, Lakshmiaiah died leaving behind a son Govindasamy. The said Govindasamy died leaving behind the present petitioner. Therefore, the petitioner would claim that he is entitled to the estate of the deceased Ramaiah.

3.The petitioner has also filed his voter I.D. Card and that of his wife Parimala. Ex.P.4 is the Secondary School Leaving Certificate of the petitioner wherein Ramaiah has signed as the guardian. The death certificate of Ramaiah has also been produced as Ex.P.1. From the above documents, it is clear that the petitioner is the Class II legal heir of the deceased Ramaiah and he is entitled to Letters of Administration.

4.In view of the above, this application is allowed. The petitioner is entitled to Letters of Administration on executing a security bond for Rs.25,000/-

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12.02.2019

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Speaking order/Non speaking order
Internet: Yes/No

R.SUBRAMANIAN.J.,

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