

OP No.114 of 2018**R.SUBRAMANIAN.J.,**

This Original Petition has been filed for issuance of Letters of Administration in respect of the Will dated 15.11.2002 executed by late ORMMSPSVMRM. Ramanathan @ SV.M.Ramanathan Chettiar, who died on 24.11.2002. Though the petitioner has been appointed as an executor under the said Will, since the probate had already been obtained from the Court at Malaysia, the petitioner seeks issuance of Letters of Administration in respect of the properties situate within the jurisdiction of this Court.

2. The respondents 1 to 3 are the sons and daughters of the deceased SV.M.Ramanathan Chettiar. The respondents 4,5 and 6 are the grand children of the deceased SV.M.Ramanathan Chettiar and they are also the beneficiaries. Respondents 8 to 10 are the legal heirs of the pre-deceased daughter/7th respondent herein, of the said SV.M.Ramanathan Chettiar.

3. The petitioner has been examined as P.W.1. He has produced the death certificate of the deceased SV.M.Ramanathan Chettiar as Ex.P3. The Original Will dated 15.11.2002 has been produced as Ex.P2. The legal heirship certificate of the deceased SV.M.Ramanathan Chettiar

has been produced as Ex.P4. The certified copy of the Probate order dated 10.04.2007 passed by the Malaysian Court has been produced as Ex.P5. The death certificate of the M.Alamelu, daughter of the deceased SV.M.Ramanathan Chettiar, as Ex.P6. The death certificate of the RM.Meenakshi Achi, wife of the deceased SV.M.Ramanathan Chettiar, has been marked Ex.P7. The consent affidavits executed by the respondents, are marked as Exs.P10 to Exs.18. Though the publication has been made regarding the claim, no objections have been received.

4. The petitioner has also examined one Mr.M.Manickam who is the attesting witness to the said Will as P.W.2. He has spoken about the execution of the Will by the testator and its attestation by himself and Mr.S.V.Meyyappan. I find that the petitioner has proved the execution of the Will.

5. In view of the above, this Original Petition is ordered and issuing a Letters of Administration in favour of the petitioner in respect of the Will dated 15.11.2002 of the deceased SV.M.Ramanathan Chettiar. The petitioner shall execute a bond for a sum of Rs.25,000/-.

05.04.2019

jv

R.SUBRAMANIAN.J.,

jv



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