

IN THE HIGH COURT OF JUDICATURE AT MADRAS
(TESTAMENTARY AND INTESTATE JURISDICTION)

THURSDAY, THE 11TH DAY OF JULY 2019

THE HON'BLE MR. JUSTICE R.SUBRAMANIAN

O.P.No. 533 of 2018

In the matter of Indian
Succession Act, XXXIX of
1925
and
In the matter of
Last Will and Testament
of Dhanabakkiammal
(deceased)

1. K.R.Mdhan,
2. K.R.Manoj,
no.84, Bikington Street,
Ayanavaram, Chennai-23.

..Petitioners

Original Petition praying that this Hon'ble Court be
pleased Prayer that the Letters of Administration with the
Will annexed may be granted to them as the grand-sons the
legatees under the Will of the said deceased
Dhanabakkiammal to have effect limited the state of
Tamilnadu.

This Original Petition coming on this day before this
court for hearing the court made the following order:

The petitioner seeks issuance of Letters of
Administration in respect of the Will executed by late
Dhanabakiam Ammal who died on 25.11.2007.

2. It is stated that as per the said Will her son
Mr.M.K.Ranganathan was granted the life estate. The said
M.K.Ranganathan died on 04.09.2013. The petitioners are the
grandsons of Dhanabakiam Ammal. The 1st petitioner
K.R.Madhan has been examined as PW1. He has produced the
original Will as Ex.P1. The said Will is the registered
instrument. The death certificate of the husband of
Dhanabakiam Ammal, M.Krishna Swamy Naicker, has been marked
as Ex.P2. The death certificate of M.K.Ranganathan has been

marked as Ex.P3. Ex.P4 is the death certificate of the Testatrix Dhanabakiam Ammal. The legal heirship certificate of M.K.Ranganathan son of Dhanabakiam Ammal has been marked as Ex.P5.

3. A perusal of Ex.P5 would show that the petitioners are the sons of the deceased M.K.Ranganathan. The petitioners have also examined one Neelavathi, who is the attesting witness to the Will as PW2. She has spoken about the execution of the Will by the Testatrix and its attestation by herself and one R.Govindasamy Naicker.

4. In the light of the above evidence, I find that the petitioners have proved the Will and they are entitled to Letters of Administration with a copy of the Will annexed. Hence, the Original Petition is **allowed** granting Letters of Administration with a copy of the Will annexed in favour of the petitioners. The petitioners shall execute a security bond for a sum of Rs.10,000/- (Rupees ten thousand only) each in favour of the Assistant Registrar (O.S.II), High Court, Madras.

Sd/.R.S.M.J
11.07.2019

//Certified to be a true copy//
Dated this the day of 2019.

SU/31/07/2019

COURT OFFICER

From 25.09.2008 the Registry is issuing certified copies of the Order/Judgment Decree in this format.