

O.P.No.600 of 2019

K.KALYANASUNDARAM, J.

This Petition has been filed under Section 372 Part X of the Indian Succession Act, 1925 r/w Order XXV Rule 6 of O.S Rules, 1956.

2.In the petition, it is stated that the deceased Maina Kumari, died on 25.06.2014 at No.3, Murali Avenue Landons Road, Kilpauk, Chennai-600010 where she ordinarily resided and left the properties within the jurisdiction of this Court. The deceased died intestate and though due and diligent search has been made for Will, but, none has been found. The deceased is the mother of the petitioner. The husband of the deceased, Champalal Ranka predeceased her. The deceased at the time of her death left behind the petitioner herein as her only surviving legal heir, who claims to be entitled a share of the estate of the deceased. The succession certificate is required for transferring the shares pertaining to Bajaj Finance Limited and the assets in respect of which the succession certificate is required are of the value of Rs.28,48,000/-.

3.No application has been made at any District court or delegate or to any other High Court for probate of any Will of the said deceased or

Letters of Administration with or without the Will annexed to her property and credits or for a Succession Certificate. Hence, the petitioner has approached this Court for grant of Succession Certificate in her favour, with power to collect the securities and to receive the interest and dividends or proceeds and negotiate and transfer the securities specified in the schedule.

4.The petitioner examined herself as P.W.1 and deposed evidence and also marked the following documents viz., Exs.P1 to P6.

i) Ex.P1 is the computer generated death certificate of my mother Maina Kumari, who died on 25.06.2014.

ii) Ex.P2 is the photocopy of the death certificate of my father S.Champalal Ranka, who died on 10.02.1994 (Marked after comparing and verifying the original).

iii) Ex.P3 is the photocopy of the Legal Heirship certificate dated 23.03.1994 in respect of my father S.Champalal Ranka (Marked after comparing and verifying the original).

iv) Ex.P4 is the photocopy of the share certificate of Bajaj Auto Finance Limited bearing certificate No.208213 held by my mother Maina Kumari (Marked after comparing and verifying the original).

v) Ex.P5 is the photocopy of the letter dated 13.02.2019 addressed to

me from Karvy Fintech Private Limited in respect of the transmission of shares held by my mother and asking for succession certificate from competent court of law (Marked after comparing and verifying the original).

vi) Ex.P6 is a copy of paper publication effected in one issue of Tamil daily "Makkal Kural" dated 05.09.2019.

She has further stated in her evidence that she has not filed any other petition seeking the same relief.

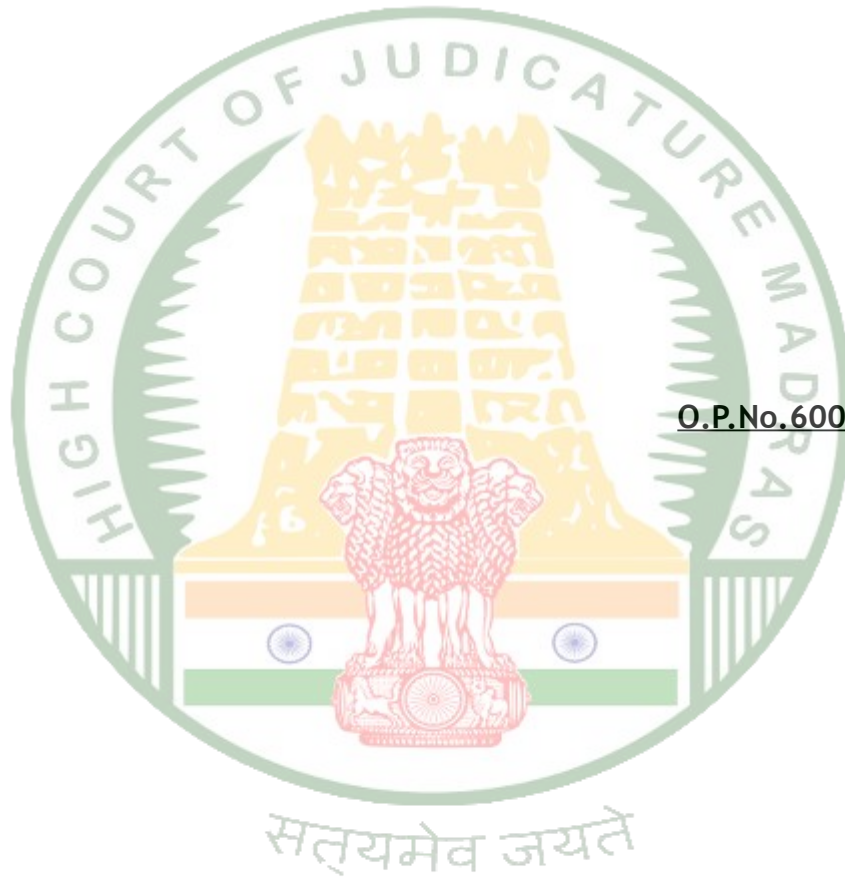
5.Considering the averments made in the petition and the documents filed by the petitioner, I am satisfied that the petitioner has succeeded the Estate of the deceased. Therefore, the petition is ordered as prayed for and a direction for grant of Succession Certificate to the petitioner with power to collect the securities and to receive the interest and dividends or proceeds thereon and negotiate and transfer, is issued. The petitioner is directed to render accounts once in a year.

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