

IN THE HIGH COURT OF JUDICATURE AT MADRAS

(ORDINARY ORIGINAL CIVIL JURISDICTION)

WEDNESDAY, THE 29TH DAY OF JANUARY 2020

THE HON'BLE MR. JUSTICE SENTHILKUMAR RAMAMOORTHY

A.NO.367 OF 2020

IN

O.P.No.399 of 2019

In the matter of Indian
Succession Act XXXIX of 1926
And

In the matter of Last Will
and Testament of Sri
Allareddy Venkatakrishna
Reddy also known as
A.Venkatakrishna Reddy -
Deceased.

Mrs.A.SUDHARSHANAMMA
W/o.Late Allareddy Venkatakrishna Reddy
also known as A.Venkatakrishna Reddy
Flat No.54, A Block, Doshi Gardens,
174, Arcot Road, Vadapalani,
Chennai-600026. .Petitioner

-vs-

1. Mr.A.SUDHAKAR REDDY
S/o.Late Allareddy Venkatakrishna Reddy
also known as A.Venkatakrishna Reddy
Flat No.54, A Block, Doshi Gardens,
174, Arcot Road, Vadapalani,
Chennai-600026.
2. Mr.A.DAYAKAR REDDY
S/o.Late Allareddy Venkatakrishna Reddy
also known as A.Venkatakrishna Reddy
Flat No.54, A Block, Doshi Gardens,
174, Arcot Road, Vadapalani, Chennai-600026.
3. Mrs.N.SUREKHAMMA
W/o.Mr.N.Rajendar Reddy
and D/o.Late Allareddy Venkatakrishna Reddy
also known as A.Venkatakrishna Reddy

Doshi Gardens,
174, Arcot Road, Vadapalani, Chennai-600026.

4.Mrs.A.ANUPAMMA REDDY (Since Deceased)
W/o.Late A.Rajasekara Reddy
and Daughter - in-Law of Late Allareddy Venkatakrisna Reddy
also known as A.Venkatakrisna Reddy
Door No.54/55A,
Block No.164, Doshi Garden Apartments,
Vadapalani, Chennai-600026.

5. Mrs.A.NISHITHA REDDY
W/o.Bireshwar,
and D/o of Late A.Rajasekara Reddy and
Grant Daughter of Late
Allareddy Venkatakrisna Reddy
also known as A.Venkatakrisna Reddy
Door No.54/55A,
Block No.164, Doshi Garden,
174, Arcot Road, Vadapalani, Chennai-600026.

6. Mr.A.CHAITANYA KUMAR REDDY
S/o.Late A.Rajasekara Reddy
and Grand Son of Late Allareddy Venkatakrisna Reddy
also known as A.Venkatakrisna Reddy
Door No.54/55A, Block No.164,
Doshi Garden, 174, Arcot Road, Vadapalani,
Chennai-600026.

(Respondents 5 to 6 herein have been recognized as
Legal heirs of the 4th respondent (deceased) who died on
24.08.2018, vide order of the Hon'ble Master dated
08.07.2019 on the Memo date 08.07.2019)

A.No.367 of 2020:

1. Mr.A.SUDHAKAR REDDY
S/o.Late Allareddy Venkatakrisna Reddy
also known as A.Venkatakrisna Reddy
Flat No.54, A Block, Doshi Gardens,
174, Arcot Road, Vadapalani,
Chennai-600026. ..Applicant/1st Respondent

-vs-

1.Mrs.A.SUDHARSHANAMMA
W/o.Late Allareddy Venkatakrisna Reddy
also known as A.Venkatakrisna Reddy
Flat No.54, A Block, Doshi Gardens,
174, Arcot Road, Vadapalani,
Chennai-600026. ..1st Respondent/Petitioner

2. Mr.A.DAYAKAR REDDY

S/o.Late Allareddy Venkatakrishna Reddy
also known as A.Venkatakrishna Reddy
Flat No.54, A Block, Doshi Gardens,
174, Arcot Road, Vadapalani, Chennai-600026.

3. Mrs.N.SUREKHAMMA

W/o.Mr.N.Rajendar Reddy
and D/o.Late Allareddy Venkatakrishna Reddy
also known as A.Venkatakrishna Reddy
Flat No.54, A Block,,Doshi Gardens,
174, Arcot Road, Vadapalani, Chennai-600026.

4.Mrs.A.ANUPAMMA REDDY (Since Deceased)

W/o.Late A.Rajasekara Reddy
and Daughter - in-Law of Late Allareddy Venkatakrishna Reddy
also known as A.Venkatakrishna Reddy
Door No.54/55A,
Block No.164, Doshi Garden Apartments,
Vadapalani, Chennai-600026.

5. Mrs.A.NISHITHA REDDY

W/o.Mr.Bireshwar,
and D/o of Late A.Rajasekara Reddy and
Grant Daughter of Late
Allareddy Venkatakrishna Reddy
also known as A.Venkatakrishna Reddy
Door No.54/55A,
Block No.164, Doshi Garden,
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S/o.Late A.Rajasekara Reddy
and Grand Son of Late Allareddy Venkatakrishna Reddy
also known as A.Venkatakrishna Reddy
Door No.54/55A, Block No.164,
Doshi Garden, 174, Arcot Road, Vadapalani,
Chennai-600026.

...Respondents 2 to 6/
Respondents 2 to 6

Application praying that this Hon'ble Court be
pleased to execute the original Bond with the current
address namely New No.8, Old NO.13, Subbarao Avenue, 3rd
Street, College Road, Nungambakkam, Greams Road, Chennai
-600 006.

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

This application is filed to permit the applicant to execute the security bond for a sum of Rs.25,000/- (Rupees twenty five thousand only) in favour of the Assistant Registrar (Original Side), High Court, Madras in compliance with the order dated 26.11.2019, in O.P.No.399 of 2019 with the applicant's current address viz., New No.8, Old No.13, Subbarao Avenue, 3rd Street, College Road, Nungambakkam, Greams Road, Chennai - 600 006.

2. I heard the learned counsel for the applicant. The learned counsel for the applicant submitted that in view of the age of the petitioner in O.P.No.399 of 2019, this Court permitted the first petitioner therein/applicant herein to execute a security bond for a sum of Rs.25,000/- in respect of the petitioner in O.P. When the applicant herein attempted to execute the bond, the Registry raised an objection because the address of the applicant in the identity documents did not match the address shown in O.P.No.399 of 2019. Therefore, she submitted that the present application has been filed.

3. I considered the submissions of the learned counsel and examined the earlier order of this Court and the affidavit in support of the application. I find that the applicant is unable to execute a bond in compliance

<https://hcservices.ecourt.gov.in/hcservices/> with the order dated 26.11.2019 only on account of the fact that the applicant's address has changed in the interregnum

and all the identity documents carry the new address. Accordingly, this application is liable to be allowed.

4. Therefore, this application is allowed and the applicant is permitted to execute a security bond for a sum of Rs.25,000/- in favour of the Assistant Registrar (OS-II), High Court, Madras in compliance with the earlier order dated 26.11.2019 on the basis of identity documents carrying the address New No.8, Old No.13, Subbarao Avenue, 3rd Street, College Road, Nungambakkam, Greams Road, Chennai - 600 006.

Sd/.S.K.R.J.

29.01.2020

//Certified to be a true copy//
Dated this the day of 2020.

SU/04.02.2020

COURT OFFICER

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

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