

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 29.01.2021

CORAM:

THE HONOURABLE MR.JUSTICE R.PONGIAPPAN

T.O.S.No.23 of 2016
in (O.P.No.216 of 2012)

Kuppumal,
Old No.51, New No.49,
Plot No.63, Salaima Nagar,
Bricklin Road, Purasawalkam,
Chennai - 600 007.

... Plaintiff / petitioner

versus

1.Anjalai (Deceased) *
2.Kala
3.Mala

... Defendants /Respondents

D1 to D3 residing at
No.63/A, Salaima Nagar,
Purasawalkam,
Chennai - 600 007.

(Amended as per order passed in
A.No.5873/2016 dated 11.11.2016)

Prayer: Petition filed under Sections 222 and 276 of the Indian Succession Act XXXIX of 1925, seeking for the grant of Probate.

For Plaintiff	: No Appearance
For Defendant No.1	: Died
For Defendant No.2, 3	: No Appearance

JUDGMENT

The Original Petition in O.P.No.216 of 2012, seeking for the grant of Probate, is converted into Testamentary Original Suit.

2. Today, when the suit is taken up for hearing, there was no representation on behalf of the plaintiff / petitioner. In spite of repeated adjournments, even after showing the name of the plaintiff in the cause list and also, the matter is listed under the caption "for dismissal", none have been appeared on behalf of the plaintiff / petitioner. Hence, this Testamentary Original Suit is dismissed for default. However, there is no order as to costs.

29.01.2021

Speaking order / Non-speaking order

Index : Yes / No

Internet : Yes

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