

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 29.01.2021

CORAM:

THE HONOURABLE MR.JUSTICE R.PONGIAPPAN

T.O.S.No.84 of 2013
in (O.P.No.9 of 2013)

Dr.Shri.P.S.Muralidharan,
S/o. Late P.Sathyamoorthy,
Flat G-6, Arvind Apartments,
Plot No.21, Inner Ring Road,
Vadapalani, Chennai - 600 026. ... Plaintiff / petitioner

versus

1.Shri.P.S.Sridhar,
S/o.Late P.Sathyamoorthy,
H-21, HIG Flats,
Manthope Colony, Ashok Nagar,
Chennai - 600 083.

2.Dr.Shri.P.S.Giridhar,
S/o.Late P.Sathyamoorthy,
Plot No.6, First Street, Sundaram Nagar,
Medical College Road,
Thanjavur - 613 004.

3.Smt.K.Geetha,
W/o.V.Kuppusamy,
Keezhapoovanam,
Chokampatti Post (Near Pattukottai).

... Defendants /
Respondents

Prayer: Petition filed under Sections 232 and 276 of the Indian Succession Act XXXIX of 1925, seeking for the grant of Letters of Administration.

For Plaintiff : No Appearance

For Defendant No.1 : Mr.V.R.Kamalanathan

JUDGMENT

The Original Petition in O.P.No.9 of 2013, seeking for the grant of Letters of Administration of the Will, 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. The learned counsel for the first defendant alone present. Documents perused. 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. Further, the plaintiff / petitioner did not take steps to implead the legal representatives of the

deceased first defendant. 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

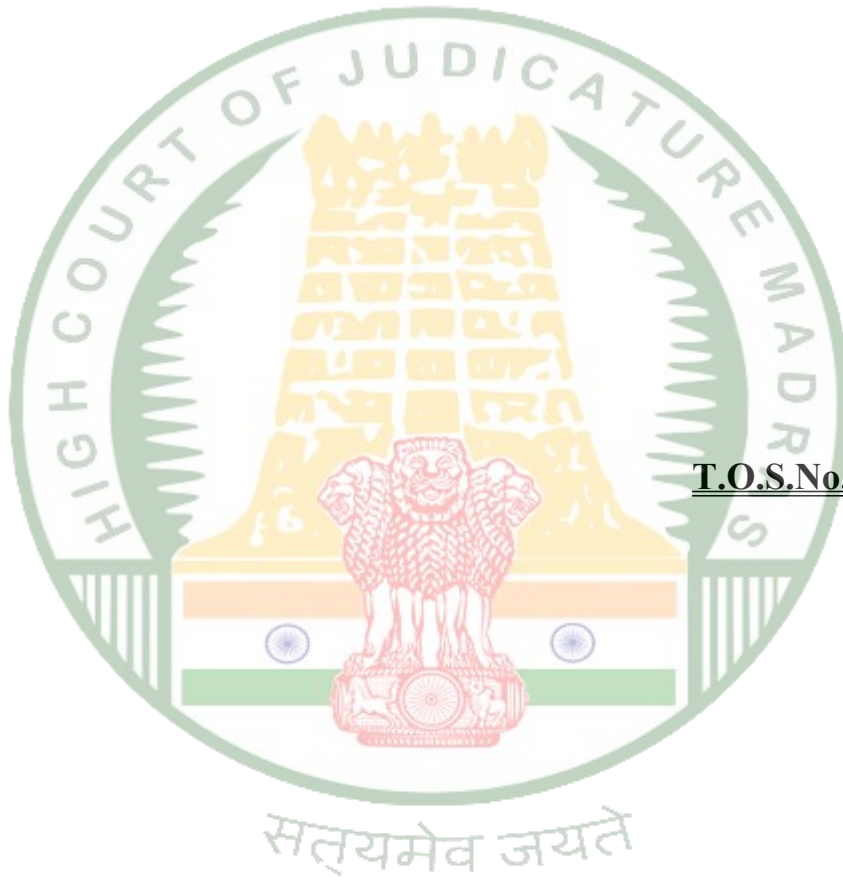
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R.PONGIAPPAN, J.

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