



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

FRIDAY, THE 10TH DAY OF JUNE 2022

THE HON'BLE MR. JUSTICE KRISHNAN RAMASAMY

O.P.No.824 of 2021

In the matter of the Indian Succession
Act, XXXIX of 1925
and
In the matter of securities of
Muthukrishnan Subramanian-
Deceased - Intestate

1. MRS.RAJESWARI MUTHUKRISHNAN
W/o.Mr.Muthukrishnan Subramanian,
Aadhar No.6831 2406 9988
No.4, Sanskrit College Street,
(Thiru Vi.Ka. First Lane),
Mylapore, Chennai - 600 004.

2. Mr.M.ARUN BHARADWAJ
S/o.Mr.Muthukrishnan Subramanian,
Residing at 1069, Kaski Lane,
Concord, CA, 94518.

Represented herein by his mother and
duly appointed Agent
Mrs.Rajeswari Muthukrishnan under
Power of Attorney dated 22/07/2021.

3.MRS. S.NAGALAKSHMI
W/o.Late Mr.T.M.Subramanian,
No.4, Sanskrit College Street
(Thiru Vi.Ka First Lane), Mylapore,
Chennai - 600 004.



Represented herein by her daughter-in-law
and duly appointed Agent

Mrs.Rajeswari Muthukrishnan under
Power of Attorney dated 24/07/2021.

..Petitioners

This original petition praying that this Hon'ble court be pleased to grant a succession certificate in favour of Mrs.Rajeswari Muthukrishnan, the First Petitioner herein, with the power to collect the securities and to receive interest and dividends and negotiate and transfer the securities standing in the name of the deceased, Mr.Muthukrishnan Subramanian, as specified in the schedule in the petition.

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

This Petition has been filed under Section 372 of the Indian Succession Act, 1925 read with Order XXV Rule 6 of the Original Side Rules, to grant succession certificate in favour of the first petitioner.

2. It is the case of the petitioners that they are the legal heirs of deceased Muthukrishnan Subramanian, who died intestate on 10.11.2019. Accordingly to the petitioners, the deceased Muthukrishnan Subramanian owned various securities as stated in the schedule. Therefore, they have



Mrs.Rajeswari Muthukrishnan, the first petitioner herein, with the power to collect the securities and to receive the interest and dividends and negotiate and transfer the securities standing in the name of the deceased Muthukrishnan Subramanian, as specified in the schedule.

3.It is further stated that other than the petitioners, there are no other relatives to succeed to the estate of deceased Muthukrishnan Subramanian as legal heirs. Further, no application for a succession certificate in respect of any debt or security belonging to the estate of the said deceased has been made to any District Court or delegate or to any High Court. Hence, the petitioners have approached this Court for grant of succession certificate in favour of 1st petitioner with power to collect the securities and to receive the interest and dividends and negotiate and transfer the securities standing in the name of the deceased Muthukrishnan Subramanian, as specified in the schedule.

4. In order to prove their case, the first petitioner examined herself as P.W.1 and marked the following documents;

(1) Ex.P1 - photocopy of the General Power of Attorney dated 22.07.2021 executed by the 2nd petitioner in favour of the 1st petitioner.

(2) Ex.P2 - Photocopy of the General Power of Attorney dated



24.07.2021 executed by the 3rd petitioner in favour of the 1st petitioner

WEB COPY (3) Ex.P3 - Photocopy of the death certificate of Muthukrishnan Subramanian Tiruvarur Muthusamy.

(4) Ex.P4 - Computer generated Legal Heirship certificate of S.Muthukrishnan

(5) Ex.P5 - Photocopy of the share certificate bearing certificate no.230568 issued by HDFC Bank Limited standing in the name of Muthukrishnan Subramanian.

(6) Ex.P6 - Photocopy of the share certificate bearing certificate no.230569 issued by HDFC Bank Limited standing in the name of Muthukrishnan Subramanian.

(7) Ex.P7 - Photocopy of the share certificate bearing certificate No.113133 issued by United Breweries Limited standing in the name of Muthukrishnan S

(8) Ex.P8 - Photocopy of the share certificate bearing certificate No.052430 issued by United Breweries (Holdings) Limited standing in the name of Muthukrishnan Subramanian.

(9) Ex.P9 - Photocopy of the bonus shares advice issued by United Breweries (Holdings) Limited standing in the name of B.Muthukrishnan .

(10) Ex.P10 - Photocopy of the share certificate bearing certificate



Limited Standing in the name of Muthukrishnan Subramanian.

WEB COPY

(11) Ex.P11 - Photocopy of the share certificate bearing certificate No.000176897 issued by the State Bank of India standing in the name of B.Muthu Krishnan

(12) Ex.P12 - Photocopy of the letter dated 19.10.2018 issued by Datamatics Business Solutions Limited

(13) Ex.P13 - photocopy of the letter dated 02.12.2019 issued by Datamatics Business Solutions Limited.

(14) Ext.P14 - Computer generated demat account statement pertaining to the share held in Mahindra Life Space Developers Limited.

(15) Ext.P15 - Computed generated demat account statement pertaining to share held in Saint-Gobain Sekurit India Limited.

(16) Ex.P16 - Copy of paper publication effected in one issue of Tamil daily "Dina Kural" dated 26.02.2022.

5.The petitioners 2 and 3 have already granted power to the first petitioner to deal with the securities of the deceased. These General Power of Attorney are marked as Exs.P1 and P2.

6. Considering the averments made in the petition and the evidence

tendered by PW.1 along the documents marked as Exs.P1 to P16, this Court



is satisfied that the first 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 1st petitioner with the power to collect the securities and to receive the interest and dividends and negotiate and transfer the securities standing in the name of the deceased Muthukrishnan Subramanian, as specified in the schedule, is issued.

7. Accordingly, the petitioners are entitled for the relief as prayed for and this Original Petition stands allowed.

Sd/.K.R.J.
10.06.2022

//Certified to be a true copy//

Dated at Madras this the day of 2022.

su.23/06/2022

COURT OFFICER(O.S.)

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