



O.P.No.498 of 2022

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 26.04.2023

CORAM

THE HONOURABLE MR.JUSTICE K.KUMARESH BABU

O.P.No.498 of 2022

1.A.N.Visalakshi
2.A.Ramesh Palaniappan
3.M.Shenbaga Meena
4.M.Nithya Alagammai

... Petitioners

PRAYER: Original Petition filed for Succession Certificate under Section 372 of Indian Succession Act, 1925 under Order XXV Rule 6 of Original Side Rules, prays that a Succession Certificate may be granted in favour of the 1st Petitioner with powers to collect the securities and to receive the interest and dividends on and negotiate and transfer the securities/ shares as specified in the schedule annexed hereto.

For Petitioners : Ms.S.Bhargavi

ORDER

The petitioners seek Succession Certificate in respect of the securities held by A.A.P.Annamalai, who died intestate on 05.07.2014. The first petitioner is the wife, second petitioner is the son, third and fourth petitioners are the daughters of the deceased A.A.P.Annamalai.



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2. The first petitioner has been examined as P.W.1. She has produced the death certificate of the deceased A.A.P.Annamalai, as Ex.P16, and the legal heirship certificate of the deceased as Ex.P18. A perusal of Ex.P18 shows that the petitioners are the only legal heirs of the deceased. The second, third and fourth petitioners have given their consent affidavit expressing their no objection for the grant of succession which is marked as Exs.P21 to P23. A paper publication has been made and any objections have not been received.

3. In view of the above said evidence, the Original Petition is allowed by granting Succession Certificate in favour of the first petitioner since the petitioners two to four have signified their consent for the grant, in respect of the securities mentioned in the schedule to the petition.

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Index :Yes/No

Speaking: Yes/ No

Neutral Citation: Yes/ No

Petitioner's witness:

P.W.1 – Mrs.A.N.Visalakshi



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Documents exhibited by the petitioners:

<i>Exhibits</i>	<i>Documents</i>
Ex.P1	(Series 2 Nos) are the photocopies of the Share Certificates in Ambalal Sarabhai held by A.A.P.Annamalai
Ex.P2	(Series 2 Nos) are the photocopies of the Share Certificates in Sakthi Finance Ltd., held by A.A.P.Annamalai
Ex.P3	Photocopy of the Share Certificates in Kilburn Engineering Ltd. held by A.A.P.Annamalai
Ex.P4	Photocopy of the Share Certificates in Ashiana Agro Industries Ltd held by A.A.P.Annamalai
Ex.P5	Photocopy of the Share Certificates in Advanced Medical Care Ltd., held by A.A.P.Annamalai
Ex.P6	Photocopy of the Share Certificates in Goldstar Remedies Ltd., held by A.A.P.Annamalai
Ex.P7	Photocopy of the Share Certificates in Ajanta Soya Ltd., held by A.A.P.Annamalai
EX.P8	Photocopy of the Share Certificates in Kirloskar Ferrous Industries Ltd. held by A.A.P.Annamalai
Ex.P9	Photocopy of the Share Certificates in Indocount Finance & Leasing Ltd. held by A.A.P.Annamalai
Ex.P10	Photocopy of the Share Certificates in Nicholas Piramal Ltd. held by A.A.P.Annamalai
Ex.P11	Photocopy of the Share Certificates in Pricol Ltd. held by A.A.P.Annamalai
Ex.P12	Photocopy of the Share Certificates in Manali Petrochemical Ltd. held by A.A.P.Annamalai
Ex.P13	(Series 2 Nos) are the photocopies of the Share Certificates in Premier Instrument & Controls Limited held by A.A.P.Annamalai



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<i>Exhibits</i>	<i>Documents</i>
Ex.P14	Photocopy of the letter dated 16.12.2020 from Fintech regarding shares of Hindustan Lever Ltd held by A.A.P.Annamalai addressed to the 1 st petitioner
Ex.P15	(Series 11 Nos) are the photocopies of the Share Certificates in Loyal Textile Mills Ltd., held by A.A.P.Annamalai
Ex.P16	Original death certificate of A.A.P.Annamalai
Ex.P17	Photocopy of property tax demand card of A.A.P.Annamalai
Ex.P18	Original legal heir certificate of A.A.P.Annamalai
Ex.P19	Online printed showing the market value of the shares held by A.A.P.Annamalai
Ex.P20	Photocopy of 1 st petitioner's Aadhaar card
Ex.P21	Consent affidavit given by the 2 nd petitioner
Ex.P22	Consent affidavit given by the 3 rd petitioner
Ex.P23	Consent affidavit given by the 4 th petitioner
Ex.P24	Copy of paper publication effected in one issue of Tamil daily "Makkal Kural" dated 12.02.2023

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