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O.P.No.571 of 2022

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 23.03.2023

CORAM

THE HONOURABLE **MR.JUSTICE K.KUMARESH BABU**

O.P.No.571 fo 2022

1.Srikala Ravikumar
2.Vanitha Ramani
3.Alarmel Valli

... 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 in favour of the petitioners herein for the transmission of the said securities that had hitherto been held by the petitioners' uncle late SriRamakrishna which are more fully described in the schedule annexed hereto.

For Petitioner : Ms.Sharanya Vaidhiyanathan

ORDER

The petitioners seek Succession Certificate in respect of the securities held by C.Ramakrishna, who died intestate on 30.05.2021. The petitioners are the Class II legal heirs, as all his Class I legal heirs had pre deceased him, and he remained unmarried till his death. The 1st petitioner is the daughter of late sister Rajalakshmi Kandaswamy and the 2nd petitioner is the daughter of late brother C.Vedachalam Mudaliar, and the third petitioner is



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the daughter of late brother C.Muthukumaraswamy Mudaliar of the deceased C.Ramakrishna.

2. The 2nd petitioner has been examined as P.W.1. She has produced the death certificate of the deceased C.Ramakrishna, as Ex.P1, and the legal heirship certificate of the deceased C.Ramakrishna as Ex.P2. A perusal of Ex.P2, shows that the petitioners are the only surviving Class-II legal heirs of the deceased C.Ramakrishna. A paper publication has been made and no objections have been received.

3. In view of the above evidence, the Original Petition is allowed granting Succession Certificate in favour of the petitioners 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 Citations : Yes/ No



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Petitioner's side witnesses:-

P.W.1 – Mrs. Vanitha R.Manickavasagam

Documents exhibited by the petitioners:

<i>Exhibits</i>	<i>Documents</i>
Ex.P1	Computer generated death certificate of C.Ramakrishna
Ex.P2	Computer generated legal heirship certificate of C.Ramakrishna
Ex.P3	Photocopy of the share certificate issued by Sundaram Finance Holding Limited bearing certificate No.1399, standing in the name of C.Ramakrishna
Ex.P4	(series 3 nos.) are the photocopies of the share certificates issued by Sundaram Finance Holdings Limited, standing in the name of C.Ramakrishna
Ex.P5	Photocopy of the share certificate issued by Indian Overseas Bank, Chennai, standing in the name of C.Ramakrishna
Ex.P6	(series 2 Nos) are the photocopies of the share certificates issued by Tamil Nadu Petroproducts, standing in the name of Mr.Chunampet Rmakrishna
Ex.P7	(series 10 Nos) are the photocopies of the share certificates issued by Kothari Petrochemicals Limited Chennai, standing in the name of C.Ramakrishna Mudaliar
Ex.P8	(series 2 Nos) are the photocopies of the share certificates issued by the Lumiere Coolants Limited, standing in the name of C.Ramakrishna bearing certificate No.54
Ex.P9	(series 2 Nos) are the photocopies of the share certificates issued by the Lumiere Appliances Limited, standing in the name of C.Ramakrishna
Ex.P10	(series 2 Nos) are the photocopies of the share certificates issued by the Miot Hosptials Limited, standing in the name of C.Ramakrishna



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<i>Exhibits</i>	<i>Documents</i>
Ex.P11	Is the photocopy of the share certificates issued by the Kothari Safe Deposits Limited, standing in the name of C.Ramakrishna bearing certificate No.5176
Ex.P12	Is the photocopy of the share certificates issued by the Kothari (Madras) Limited, standing in the name of C.Ramakrishna bearing certificate No.32760
Ex.P13	(series 40 nos.) are the photocopies of the share certificates issued by the The Madras Safe Deposits Limited, standing in the name of C.Ramakrishna
Ex.P14	Is the photocopy of the allotment advice in respect of share issued by the The Madras Safe Deposits Limited, standing in the name of C.Ramakrishna
Ex.P15	(series 4 nos.) are the photocopies of the share certificates issued by the Gordon Woodroffe Limited, standing in the name of C.Ramakrishna
Ex.P16	Is the photocopy of the share certificate issued by Real Talent Engineering, standing in the name of C.Ramakrishna bearing certificate No.029
Ex.P17	(series 3 nos.) are the photocopies of the share certificates issued by the Indian Finance And Factors Limited, standing in the name of C.Ramakrishna
Ex.P18	(series 8 nos.) are the photocopies of the share certificates issued by The Travancore Ragons Limited, standing in the name of C.Ramakrishna
Ex.P19	photocopy of the share certificate issued by The Travancore Ragons Limited, standing in the name of C.Ramakrishna bearing certificate No.2355
Ex.P20	photocopy of the share certificate issued by Unit Trust of India in respect of 180 Units, standing in the name of C.Ramakrishna
Ex.P21	photocopy of the share certificate issued by Unit Trust of India in respect of 900 Units, standing in the name of C.Ramakrishna



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<i>Exhibits</i>	<i>Documents</i>
Ex.P22	(Series 31 nos.) are the photocopies of the share certificates issued by the Madras Vanaspati Ltd, standing in the name of Dewan Bhadur C.Arunachala Mudaliar. Witness adds that C.Arunachala Mudaliar is the father of C.Ramakrishna
Ex.P23	Original letter dated 22.02.2022 issued by Enfin Financial Services regarding the financial assets of C.Ramakrishna
Ex.P24	Photocopy of 2 nd petitioner Aadhaar card
Ex.P25	Photocopy of the Power of Attorney dated 07.03.2022 executed by 1 st petitioner in my favour
Ex.P26	Photocopy of the Power of Attorney dated 07.03.2022 executed by 3 rd petitioner in my favour
Ex.P27	Paper publication effected in Tamil daily “Thina Boomi”, dated 03.11.2022

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