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O.P.No.462 of 2022

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 19.04.2023

CORAM

THE HONOURABLE MR.JUSTICE K.KUMARESH BABU

O.P.No.462 of 2022

- 1.Hemalatha.P
- 2.Gopinath Palani
- 3.Krishnamurthy Palani
- 4.Indirani Palani ... 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 Petitioners with powers to collect the debts and to receive the interest as specified in the schedule annexed hereto.

For Petitioners : Mr.G.Appavu

ORDER

The petitioners seeks Succession Certificate in respect of the debts held by V.Susila, who died intestate on 15.05.2021. The petitioners are the legal heirs of the pre-deceased son Palani, who are also the grandchildren and daughter in law of the deceased V.Susila.

2.The 3rd petitioner has been examined as PW1. He has produced the death certificates of the deceased V.Susila and A.Palani, as Exs.P2 and P3.



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The legal heirship certificate of the deceased A.Palani, which has been produced as Ex.P4. A perusal of Ex.P4 shows that the petitioners and the deceased V.Susila are the only Class-I legal heirs of the deceased A.Palani. A paper publication has been made and any objections have not been received.

3.In view of the above evidence, the Original Petition is allowed granting Succession Certificate in favour of the petitioners, in respect of the debts 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 – Mr.Krishnamurthy

Documents exhibited by the petitioners:

<i>Exhibits</i>	<i>Documents</i>
Ex.P1	Photocopy of the Aadhar card of V.Susila
Ex.P2	Computer generated death certificate of V.Susila
Ex.P3	Computer generated death certificate of A.Palani
Ex.P4	Computer generated legal heirship certificate of Palani



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<i>Exhibits</i>	<i>Documents</i>
	Annamalai
Ex.P5	Photocopy of the Aadhaar card of the 1 st petitioner
Ex.P6	Photocopy of the Aadhaar card of the 2 nd petitioner
Ex.P7	Original letter dated 27.09.2021 issued by the Accounts Officer, Greater Chennai Corporation, chennai – 3 addressed to my counsel stating the details of terminal benefits in respect of the deceased V.Susheela
EX.P8	Photocopy of the 3 rd petitioner's Aadhaar card
Ex.P9	Photocopy of the Aadhaar card of the 4 th petitioner
Ex.P10	Copy of paper publication effected in one issue of Tamil daily "Makkal Kural" dated 05.10.2022

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