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O.P.No.497 of 2022

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: **05.06.2023**

CORAM

THE HONOURABLE **MR.JUSTICE K.KUMARESH BABU**
O.P.No.497 of 2022

- 1.Morin Selvan
 - 2.Bernice Selvan
 - 3.Alice Selvan
 - 4.Candice Selvan
 - 5.Mrs.Felicia Devasahayam
- ... Petitioners

PRAYER: Original Petition filed for Succession Certificate under Section 372 of the Indian Succession Act, 1925 and under Order XXV Rule 6 of Original Side Rules, prays that a Succession Certificate may be granted to the petitioners with power to collect the debts and to receive interest specified in the schedule hereto.

For Petitioner : M/s.J.Sophia Rani

ORDER

The petitioners seek Succession Certificate in respect of the debts held by Selvan Devasahayam, who died intestate on 08.07.2011. The first petitioner is the wife, second to fourth petitioners are the daughters and the fifth petitioner is the mother of the deceased. The fourth petitioner being minor is represented by the mother and natural guardian the first petitioner



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herein.

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2. The first petitioner has been examined as P.W.1. She has produced the death certificate of the deceased Selvan Devasahayam, as ExP1. The legal heirship certificate of the deceased Selvan Devasahayam is produced as, Ex.P2. A perusal of Ex.P2 shows that the petitioners are the only Class-I legal heirs of the deceased Selvan Devasahayam. 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 by 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



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Petitioner's witness:

P.W.1 — Mrs.Morin Selvan

Documents exhibited by the petitioners:

<i>Exhibits</i>	<i>Documents</i>
Ex.P1	Computer generated death certificate of Selvan Devasahayam
Ex.P2	Photocopy of the legal heirship certificate of Selvan Devasahayam
Ex.P3	Photocopy of the pass book account in Public Provident Fund account bearing No.14360 at Kilpauk Post office held by Selvan Devasahayam
Ex.P4	Computer generated death certificate of D.Devasahayam
Ex.P5	Paper Publication effected in Tamil daily “Makkal Kural” dated 21.12.2022

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