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O.P.No.664 of 2022

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 30.03.2023

CORAM

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

O.P.No.664 of 2022

1.B.Ashok Kumar
2.B.Subash
3.R.Jignasa
4.Mitali Ravindrakumar
5.Sonali Ravindrakumar
6.Krishna R. Kumar

... 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 first petitioner in respect of the shares held by the deceased Sulochala Balakrishnadas which powers to collect and encash the securities, interest and dividend as specified in the schedule annexed hereto.

For Petitioner : Mr.M.Shankar

ORDER

The petitioners seek Succession Certificate in respect of the securities held by late Sulochana Balakrishnan, who died intestate on 02.06.1998. The 1st and 2nd petitioners are the sons and 3rd to 6th petitioners are the legal heirs of the deceased son B.Ravindra Kumar, who are also the daughter in-law and grand childrens of the deceased Sulochana Balakrishnan.



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2. The 1st petitioner has been examined as P.W.1. He has produced the death certificates of the deceased Sulochana Balakrishnan and B.Ravindra Kumar, as Exs.P1 and P3, and the legal heirship certificates of the deceased Sulochana Balakrishnan and B.Ravindra Kumar, as Exs.P2 and P4. A perusal of Exs.P2 and P4 shows that the petitioners are the only surviving Class-I legal heir of the deceased Sulochana Balakrishnan and B.Ravindra Kumar. The petitioners 2 to 6 has filed their consent affidavit expressing their no objection for grant of Succession Certificate in favour of the 1st petitioner. The said consent affidavit has been marked as Exs.P13 to P17. 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 1st petitioner 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 side witnesses:-

P.W.1 – Mr.B.Ashok Kumar

Documents exhibited by the petitioners:

<i>Exhibits</i>	<i>Documents</i>
Ex.P1	Computer generated death certificate of Sulochana
Ex.P2	photocopy legal heirship certificate of Sulochana
Ex.P3	Computer generated death certificate of Mr.B.Ravindra Kumar
Ex.P4	Computer generated legal heirship certificate of Mr.B.Ravindra Kumar
Ex.P5	(series 2 Nos) are the photocopies of the share certificates issued by the Reliance Capital standing in the name of Sulochana Balakrishnadas
Ex.P6	(series 2 Nos) are the photocopies of the share certificates issued by the Reliance Communications Limited standing in the name of Sulochana Balakrishnadas
Ex.P7	(series 2 Nos) are the photocopies of the share certificates issued by the Reliance Energy standing in the name of Sulochana Balakrishnadas
Ex.P8	(series 2 Nos) are the photocopies of the share certificates issued by the Reliance Power standing in the name of Sulochana Balakrishnadas
Ex.P9	Is the online printout of the e-mail complaint dated 17.03.2022 made by petitioner to SEBI against Kfin Technologies Private Limited in respect of lost of shares of petitioner's mother Sulochana Balakrishnadas
Ex.P10	Photocopy of the reply for aforesaid Ex.P9 from Kfin Technologies Private Limited dated 23.03.2022 addressed to the petitioner
Ex.P11	Is the online printout of the e-mail complaint dated 05.04.2022 made by the petitioner to SEBI against Kfin Technologies Private Limited in respect of lost of shares of the petitioner's mother Sulochana Balakrishnadas



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<i>Exhibits</i>	<i>Documents</i>
Ex.P12	Photocopy of the reply for aforesaid Ex.P11 from Kfin Technologies Private Limited dated 11.04.2022 addressed to petitioner
Ex.P13	Consent affidavit given by the 2 nd petitioner
Ex.P14	Consent affidavit given by the 3 rd petitioner
Ex.P15	Consent affidavit given by the 4 th petitioner
Ex.P16	Consent affidavit given by the 5 th petitioner
Ex.P17	Consent affidavit given by the 6 th petitioner
Ex.P18	Copy of paper publication effected in one issue of Tamil daily "Makkal Kural" dated 18.12.2022

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