



A. 6193 c



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 09-12-2024

CORAM

THE HONOURABLE DR JUSTICE G. JAYACHANDRAN

A. 6193 of 2024

WEB COPY

MR. N. KONDETI MURALI GOPALA KRISHNA MURTHY

APPELLANT(S)

Vs

S.NARAYANAN AND 3 OTHERS

RESPONDENT(S)

For Appellant(s): Mr.Jayesh B. Dolia, Senior counsel
for Aiyer & Dolia for R1 to R3
Mr.P.Ganesh for R4 & R5

ORDER

The application is filed by a third party claiming rights under a *Will* alleged to have been executed by the first defendant, Saradha Sadanand. The *Will* has not been probated. The said first defendant died on 19.07.2024 and her known legal heirs are already on record as the plaintiff and second defendant. If the applicant claims any rights through the second defendant by way of the *Will*, he must first establish the execution of the *Will* by obtaining probate or letters of administration as applicable. Therefore, the applicant cannot be impleaded as a party to the suit at this stage. Hence the application is dismissed.

2. Post the matter before Additional Master III for further examination.

09-12-2024