



WEB COPY



A.No.6155 of 2024
in
O.P.No.774 of 2023

IN THE HIGH COURT OF JUDICATURE AT MADRAS

Dated : 16.12.2024

Coram

THE HONOURABLE DR. JUSTICE G. JAYACHANDRAN

A.No.6155 of 2024
in
O.P.No.774 of 2023

Devipriya Ramakrishnan

.. Applicant/petitioner

/versus/

1.T.Rajeevalochani
2.T.Kumar
3.Rama Karthikeyan
4.Ponni Ravindran
5.Gayathri Ramakrishnan

.. Respondents/
Respondents

Application has been filed under Order XIV, Rule 8 of O.S. Rules read with Section 151 of C.P.C., to recognize Mrs.Rama Karthikeyan as the power agent of the applicant/petitioner herein and permit her to adduce evidence on behalf of the applicant/petitioner herein in the above original petition in the interest of justice.

For Applicant :Mr.K.Krishnan
For Respondents :Mr.S.Ishaa

ORDER



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Original Petition is filed for grant of Probate in respect of the last Will executed by A.Kokilambal.

2.The applicant herein is the grand daughter of Kokilambal's brother Thillainayagam. The applicant is named as Executor by Kokilambal in her Will dated 22.06.2013. In the probate proceedings, the other second class legal heirs of Kokilambal are arrayed as respondents. Since the applicant is ordinary resident of USA, she has given power of attorney to the third respondent Rama Karthikeyan to act as her agent and conduct the case on her behalf. Though the third respondent apparently may have conflict of interest, since he has already given consent affidavit for grant of Probate in favour of the applicant, the application to recognize the third respondent as power agent of the applicant is permitted. Accordingly, this application is allowed.

16.12.2024

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Dr.G.JAYACHANDRAN,J.

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