



O.P. No.502 of 2023

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 13.11.2025

CORAM :

THE HONOURABLE MR.JUSTICE P.DHANABAL

O.P. No.502 of 2023

1. D. Srinivasan
2. S. Varalakshmi
3. S. Gautham

... Petitioners

Vs

P. Rajendiran

... Respondent

PRAYER: Original Petition is filed under Section 232 and 276 of the Indian Succession Act of 1925 read with Order XXV Rule 5 of the Original Side Rules praying to grant letters of Administration to the Will annexed with the petition, to the petitioners as elder brother's son, daughter-in-law and grandson / beneficiaries of the deceased having effect limited to the State of Tamil Nadu.

For Petitioners : Mr. D. Arunkumar

For Respondent : M. Sivaraman

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ORDER

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This petition has been filed under Section 232 and 276 of the Indian Succession Act to grant Letters of Administration to the petitioners to the estates and credits of the deceased having effect limited to the State of Tamil Nadu.

2. After filing of this petition, this Court directed the petitioners to effect paper publication in any one of the issue of Tamil Daily and also in English daily and the paper publication was also effected and there is no any objection from any party. Thereafter, the case was posted for recording evidence and the evidence was also recorded. On the side of the petitioners, PW1 to PW3 were examined and Ex.P.1 to Ex.P5 and Ex.C.1 to Ex.C.3 were marked.

3. According to the petitioners, the respondent P. Rajendiran is the elder brother of the deceased Tr. P. Bhoopalan, the 1st petitioner is the elder brother's son, the 2nd petitioner is the elder brother's daughter-in-law and the

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3rd petitioner is the elder brother's son. The said deceased P. Bhoopalan had no issues and he died on 03.07.2020 leaving behind the petitioners and the respondent as his surviving legal heirs. The deceased Mr. P. Bhoopalan had executed a Will on 09.03.2020. No executor was appointed under the Will. The petitioners and the respondent are the only surviving legal heirs and there is no other next of kin to the deceased. The net amount of the assets would come around Rs.17,85,00/-. There are no other next of kin to the deceased except the petitioners and the respondent. The respondent has given his consent to grant letters of administration in favour of the petitioners.

4. The 1st petitioner herein, was examined as PW1. He has deposed that he is the relative of the deceased and reiterated the petition averments and further stated that the deceased executed a Will dated 09.03.2020 bequeathing his various immovable properties as detailed in the Will in favour of PW1, his wife and son in the presence of the attesting witnesses. The said attesting witnesses have been examined as PW2 and PW3. They both deposed that the

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testator had executed a Will dated 09.03.2020 and they were also present

along with the testator at the time of execution of Will. They have also

identified the signatures of the attestors and testator in the Will. A perusal of

evidences of PW1 to PW3 and Ex.P.1 to Ex.P.5 and Ex.C.1 to Ex.C.3 revealed

that the petitioners and the respondent are the legal heirs of the deceased and

no any objection has been raised either by the respondent or any other party to

grant letter of administration to the petitioners. The respondent has given his

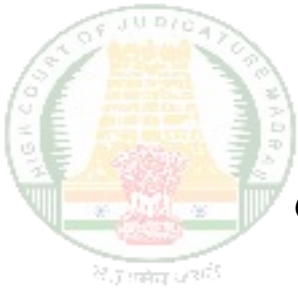
consent to grant letters of administration in favour of the petitioners.

Therefore, the petitioners, through the evidences and documents, have amply

proved the execution of Will. Therefore, the petitioners are entitled to the

relief as prayed for in the petition.

5. Therefore, this Original Petition is *allowed* and Letter of Administration, to the estates and credits of the deceased Mr. P. Bhoopalan in favour of the petitioners, is granted.



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6. Issue Letters of Administration in favour of the petitioners. The

petitioners are directed to duly administer the properties and credits of the deceased more fully described in the schedule. Each petitioner is also directed to execute a **security bond** for a sum of **Rs.25,000/- (Rupees Twenty Five Thousand only)** in favour of the **Assistant Registrar (O.S.II), High Court, Madras**. The petitioners are further directed to render true and correct accounts once in a year.

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Index : Yes/No

Speaking Order : Yes/No

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APPENDIX:

List of Petitioner side Witnesses:

PW1 : Mr. D. Srinivasan

PW2 : Mr.D. Suryanarayanamurthy

PW3 : Mr. P. Pushparaj



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List of Petitioner side Documents:

Exhibit No.	Date	Description of Documents.
Ex.P.1.	09.03.2020	Original Will executed by the deceased Mr. P. Boopalan.
Ex.P.2	25.07.2020	Online copy of the Death Certificate of Mr.P. Boopalan (Date of Death: 03.07.2020).
Ex.P.3	07.05.2015	Photocopy of the Death Certificate of Kokila (Date of Death: 04.05.2015).
Ex.P.4.	11.07.2021	Original Certificate from VAO regarding the deceased Kokila having no issues.
Ex.P.5	22.07.2021	Online copy of the Property Tax Receipts (2 Nos).

List of Court documents:

Exhibit No.	Date	Description of Documents.
Ex.C.1.	31.01.2024	Paper publication of the English edition “Trinity Mirror”.
Ex.C.2	23.01.2024	Paper publication of the Tamil edition “Makkal Kural” dated 23.01.2024.
Ex.C.3	12.08.2025	Consent affidavit of Mr. P. Rajendiran.

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