



O.P. No.194 of 2025

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 14.11.2025

CORAM :

THE HONOURABLE MR.JUSTICE P.DHANABAL

O.P. No.194 of 2025

Loffy Mathew S/o. Late T.P. Mathew

..... Petitioner

vs

1. Princy D/o. Late T.P. Mathew

2. Della Jolly W/o. Jolly Kurian

... Respondents.

PRAYER: : Original Petition is filed under Section 372 of the Indian Succession Act of 1925 read with Order XXV Rule 6 of the Original Side Rules praying to grant Succession Certificate to the petitioner with power to collect the securities and to receive the dividends thereon and negotiate and transfer the securities specified in the Schedule.

For Petitioner : Mr. M. Vijayanand

For Respondents : Mr. M. Ravindhar



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ORDER

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This petition has been filed by the petitioner praying to grant Succession Certificate under Section 372 of the Indian Succession Act read with Order XXV Rule 6 of the Original Side Rules.

2. According to the petitioner, he is the son and the respondents are the daughters of the deceased Late T.P. Mathew. The said deceased, during his life time, had purchased some debentures and shares in his name as detailed in the schedule. The said Mr. T.P. Mathew died intestate on 09.02.2024. A due and diligent search has been made for a Will, but none was found. The parents and wife of the deceased Mr. T.P. Mathew predeceased him. The petitioner and the respondents are the only legal heirs of the deceased. There is no other next of kin other than the petitioner and the respondents. The value of assets would come around Rs.6,57,750/-. Therefore, this petition has been filed by the legal heirs of the deceased. Since the petitioner and the respondents are the only legal heirs of the assets of the deceased and in order

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to get those shares, the Succession Certificate is necessary to them. The

respondents have given their consent to grant succession certificate in favour of the petitioner. Therefore, the petitioner has filed this petition to grant succession certificate in his favour.

3. After filing of this Original Petition, the petitioner was directed to effect paper publication and the same was also effected. No any objection was received from any party. Thereafter, the matter was posted for examination of witnesses and the evidence was recorded. On the side of the petitioner, he examined PW1 and marked Ex.P.1 to Ex.P13.

4. This Court also perused the entire documents including the evidences. On a careful perusal of the evidence of PW1 and the documents Ex.P.1 to Ex.P13, they reveal that the petitioner and the respondents are the legal heirs of the deceased Mr. T.P. Mathew and the deceased had purchased some shares and securities mentioned in the Schedule of the petition and he

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died intestate, thereby, his legal heirs are equally entitled to get the share certificates. The respondents have given their consent to grant succession certificate in favour of the petitioner and therefore, petitioner is entitled to the Succession Certificate.

5. In view of the same, this Original Petition is *allowed*. *The petitioner is entitled to the value of the petition-mentioned assets and a direction for grant of Succession Certificate in favour of the petitioner with power to collect the securities and to receive the interest and dividends on and negotiate and transfer the securities specified in the Schedule, as applicable till the date of withdrawal, is issued.*

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Index : Yes/No

Speaking Order : Yes/No

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APPENDIX:

List of Petitioner side Witnesses:

PW1 : Mr. Loffy Mathew



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List of Petitioner side Documents:

Exhibit No.	Date	Description of document
Ex.P.1	-	Photocopy of share certificate issued by Maruti Udyog Limited standing in the name of Mr. T.P. Mathew bearing Certificate No.500021.
Ex.P.2	-	Computer generated Death Certificate of Mr. T.P. Mathew.
Ex.P.3	-	Computer generated Legal Heirship Certificate of Mr. T.P. Mathew.
Ex.P.4	-	Computer generated Death Certificate of Mrs. Litty Mathew.
Ex.P.5	-	Photocopy of the Aadhar Card of Mr. T.P. Mathew.
Ex.P.6.	-	Photocopy of PAN CARD of Mr. T.P. Mathew.
Ex.P.7	-	Photocopy of Aadhar Card of PW1.
Ex.P.8	-	Photocopy of PAN Card of PW1.
Ex.P.9	21.10.2024	Online printout letter issued by Kfin Technologies Limited, Hyderabad addressed to PW1 asking for obtaining Succession Certificate from the Court of Law.
Ex.P.10	04.03.2025	Online printout showing the current value of the shares as on 07.02.2025.
Ex.P.11	-	Online printout of incorporation of



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Exhibit No.	Date	Description of document
		Maruti Udyog Limited now name changed as Maruti Suzuki India Limited.
Ex.P.12	-	Certificate filed by PW1 under Section 63 of BSA Act.
Ex.P.13	15.08.2025	Copy of paper publication effected in one issue of Tamil daily “Makkal Kural”.

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