



WEB COPY

O.P.No.204 of



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 20.03.2025

CORAM

THE HONOURABLE MR.JUSTICE K.KUMARESH BABU

O.P.No.204 of 2024

Smt.Sunitha A.

...Petitioner

VS.

1.Smt.Meera Mitra
2.Smt.Preethy Krishnan
3.Sri.Rajiv Balakrishnan
4.Smt.Sarasa Lakshmanan
5.Smt.Suma Shankar

...Respondents

PRAYER: Original Petition filed under Section 372 of the Indian Succession Act XXXIX of 1925 and under Order XXV Rule 6 of Original Side Rules, praying that a Succession Certificate may be granted to the petitioner with power to collect the debts and to receive interest thereon specified in the Schedule hereunder.

For Petitioner : Mr.V.Srikanth

For Respondents : No appearance

ORDER

The petitioner seeks Succession Certificate in respect of the securities held by Late A.Vijayaraghavan, who died intestate on 05.04.2018. The wife of the deceased predeceased him on 19.09.2016. The deceased and his wife died issueless. Though the deceased executed a will dated 04.10.2017



WEB COPY

excluded the debt's specified in this petition. The respondents 1 to 3 are the children of the deceased's elder brother. The petitioner and the fifth respondent are the daughter and fourth respondent is the wife of the deceased's younger brother. The petitioner and respondents are the only surviving legal heir of the deceased late.A.Vijayaraghavan.

2. The petitioner has examined herself as PW1. She has produced the computer generated death certificates of the deceased and his wife as Ex.P26 and Ex.P27. A paper publication was made and marked as Ex.P29, wherein it is stated that the petitioner and the respondents are the surviving legal heirs of the deceased A.Vijayaraghavan. No objection was received from any person. The consent affidavits of the respondents had been filed.

3. The assertions in the petition have been duly proved by adducing oral evidence supported by documents. In these circumstances, the petitioner is entitled to the relief.

4. In view of the above evidence, the Original Petition is allowed granting Succession Certificate in favour of the petitioner, in respect of the



securities mentioned in the schedule to the petition.

WEB COPY

20.03.2025

kak

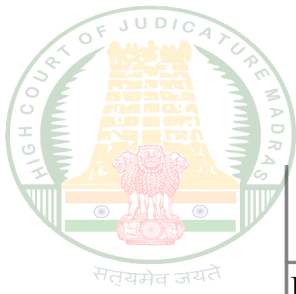
Index :Yes/No

Petitioner's witness:

P.W.1 – Mrs.A.Sunitha

Documents exhibited by the petitioners:

Exhibits	Documents
Ex.P1	Photocopy of the Fixed Deposit Receipt dated 13.06.2016 bearing No.TDR/CBS-Y 751281, Allahabad Bank, Anna Nagar East Branch standing in the name of Mr.A.Vijayaraghavan and Mrs.Sita Vijayan (Compared with the original)
Ex.P2	Photocopy of the Fixed Deposit Receipt dated 07.05.2018 bearing No.TDR/CBS-Y 248289, Allahabad Bank, Anna Nagar East Branch standing in the name of Mr.A.Vijayaraghavan and Mrs.Sita Vijayan (Compared with the original)
Ex.P3	Photocopy of the Fixed Deposit Receipt dated 07.05.2018 bearing No.TDR/CBS-AA 248290, Allahabad Bank, Anna Nagar East Branch standing in the name of Mr.A.Vijayaraghavan and Mrs.Sita Vijayan (Compared with the original)
Ex.P4	Photocopy of the Fixed Deposit Receipt dated 07.05.2018 bearing No.TDR/CBS-AA 248291, Allahabad Bank, Anna Nagar East Branch standing in the name of Mr.A.Vijayaraghavan and Mrs.Sita Vijayan (Compared with the original)
Ex.P5	Photocopy of the Fixed Deposit Receipt dated 07.05.2018 bearing No.TDR/CBS-AA 248292, Allahabad Bank, Anna Nagar East Branch standing in the name of

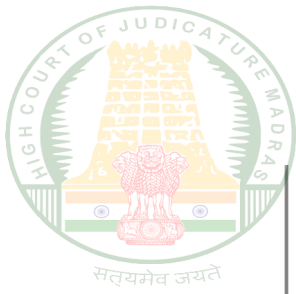


WEB COPY

O.P.No.204 of



	Mr.A.Vijayaraghavan and Mrs.Sita Vijayan (Compared with the original)
Ex.P6	Photocopy of the Fixed Deposit Receipt dated 11.11.2013 bearing Account No.5408957, City Union Bank Ltd, Anna Nagar East Branch standing in the name of Lt Col. Mr.A.Vijayaraghavan (Compared with the original)
Ex.P7	Photocopy of the Fixed Deposit Receipt dated 13.11.2013 bearing Account No.5414833, City Union Bank Ltd, Anna Nagar East Branch standing in the name of Lt Col.Mr.A.Vijayaraghavan (Compared with the original)
Ex.P8	Photocopy of the Fixed Deposit Receipt dated 22.11.2013 bearing Account No.5440531, City Union Bank Ltd, Anna Nagar East Branch standing in the name of Lt Col.Mr.A.Vijayaraghavan (Compared with the original)
Ex.P9	Photocopy of the Fixed Deposit Receipt dated 22.11.2013 bearing Account No.5440520, City Union Bank Ltd, Anna Nagar East Branch standing in the name of Lt Col.Mr.A.Vijayaraghavan (Compared with the original)
Ex.P10	Photocopy of the Term Deposit Receipt dated 20.12.2016 bearing Account No.014944300001064/3, Dhanlaxmi Bank Ltd, Anna Nagar East Branch standing in the name of Mr.A.Vijayaraghavan (Compared with the original)
Ex.P11	Photocopy of the Term Deposit Receipt dated 24.11.2017 bearing Account No.014944300001665/3, Dhanlaxmi Bank Ltd, Anna Nagar East Branch standing in the name of Mr.A.Vijayaraghavan (Compared with the original)
Ex.P12	Photocopy of the Term Deposit Receipt dated 08.11.2017 bearing Account No.014944300001644/3, Dhanlaxmi Bank Ltd, Anna Nagar East Branch standing in the name of Mr.A.Vijayaraghavan (Compared with the original)
Ex.P13	Photocopy of the Term Deposit Receipt dated 21.03.2017 bearing Account No.014944300001644/2, Dhanlaxmi Bank Ltd, Anna Nagar East Branch standing in the name of Mr.A.Vijayaraghavan (Compared with the original)
Ex.P14	Photocopy of the Term Deposit Receipt dated 05.06.2017 bearing Account No.014944300001585/2, Dhanlaxmi Bank Ltd, Anna Nagar East Branch standing in the name of Mr.A.Vijayaraghavan (Compared with the original)
Ex.P15	Photocopy of the Term Deposit Receipt dated 27.06.2017

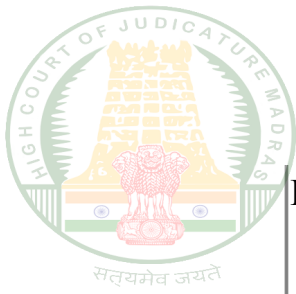


WEB COPY

O.P.No.204 of



	bearing Account No.014944300001665/2, Dhanlaxmi Bank Ltd, Anna Nagar East Branch standing in the name of Mr.A.Vijayaraghavan (Compared with the original)
Ex.P16	Photocopy of the Fixed Deposit Receipt dated 13.09.2016 bearing Account No.530603020091274, Union Bank of India Ltd, Anna Nagar East Branch standing in the name of Mr.A.Vijayaraghavan (Compared with the original)
Ex.P17	Photocopy of the Fixed Deposit Receipt dated 11.07.2014 bearing Account No.530603020090878, Union Bank of India Ltd, Anna Nagar East Branch standing in the name of Mr.A.Vijayaraghavan (Compared with the original)
Ex.P18	Photocopy of the Fixed Deposit Receipt dated 11.07.2014 bearing Account No.530603020090882, Union Bank of India Ltd, Anna Nagar East Branch standing in the name of Mr.A.Vijayaraghavan (Compared with the original)
Ex.P19	Photocopy of the Fixed Deposit Receipt dated 11.07.2014 bearing Account No.530603020090879, Union Bank of India, Anna Nagar East Branch standing in the name of Mr.A.Vijayaraghavan (Compared with the original)
Ex.P20	Photocopy of the Fixed Deposit Receipt dated 29.11.2015 bearing Account No.530603020091077, Union Bank of India Ltd, Anna Nagar East Branch standing in the name of Mr.A.Vijayaraghavan (Compared with the original)
Ex.P21	Photocopy of the Fixed Deposit Receipt dated 29.01.2015 bearing Account No.530603020091076, Union Bank of India Ltd, Anna Nagar East Branch standing in the name of Mr.A.Vijayaraghavan (Compared with the original)
Ex.P22	Photocopy of the first page of Savings account passbook in Dhanlaxmi Bank Bearing A/c.No.014903000000063 standing in the name of Mr.A.Vijayaraghavan(Compared with the original)
Ex.P23	Photocopy of the first page of Savings account passbook in City Union Bank Bearing A/c.No.113001000005556 standing in the name of Lt Col.Mr.A.Vijayaraghavan(Compared with the original)
Ex.P24	Photocopy of the first page of Savings account passbook in City Union Bank Bearing A/c.No.530602170070004 standing in the name of Lt Col.Mr.A.Vijayaraghavan(Compared with the original)



WEB COPY

O.P.No.204 of



Ex.P25	Photocopy of the first page of Savings account passbook in Allahabad Bank Bearing A/c.No.20060865307 standing in the name of Lt Col.Mr.A.Vijayaraghavan(Compared with the original)
Ex.P26	Computer generated death certificate of Mrs.Sita Vijayan.
Ex.P27	Computer generated death certificate of Mr.A.Vijayaraghavan.
Ex.P28	Original account statement dated 02.05.2023 issued by Union Bank of India in respect of Lt.Col.Mr.A.Vijayaraghavan.
Ex.P29	Copy of the paper publication effected in one issue of Tamil Daily “Dina Kural” dated 30.08.2024.
Ex.P30	Certificate under Section 65 B of the Indian Evidence Act, 1872.

20.03.2025

kak

K.KUMARESH BABU, J.

kak



WEB COPY

O.P.No.204 of



O.P.No.204 of 2024

20.03.2025