



O.P. No.356 of 2025

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 14.11.2025

CORAM :

THE HONOURABLE MR.JUSTICE P.DHANABAL

O.P. No.356 of 2025

B.Uma Devi

... Petitioner

Vs

1. B.Poornima

2. B.Kamalarani

... 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 debts and to receive the interest, specified in the Schedule.

For Petitioner : Mr. E.Senthilkumar

For Respondents : -

Page No.1 of 8



O.P. No.356 of 2025

ORDER

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, one A.Padmini died on 14.09.2024.

- The petitioner is the sister of the said A.Padmini
- The respondents are the daughters of the petitioner.

Except the petitioner and the respondents, there are no other legal heirs to the said deceased A.Padmini. The said deceased Padmini was married to E.S.Gokulakrishnan and he predeceased her issue less on 18.02.2018. Further, the parents of the deceased and the husband of the deceased had predeceased them. The deceased Padmini had not died intestate. The said deceased A.Padmini, during her lifetime, had executed an affidavit cum letter in respect of debts as scheduled in the petition in



O.P. No.356 of 2025

favour of 1st respondent. The face value of the said shares would come around Rs.20,70,000/-. Since the legal heirs of the deceased husband are not available and the deceased also during her lifetime executed a sworn affidavit cum letter in favour of the 1st respondent and in order to get those amounts, the Succession Certificate is necessary to them. The respondents have no objection for the grant of succession certificate in the name of the petitioner, viz., B.Uma Devi. Therefore, they have filed this petition.

3. After filing of this Original Petition, the petitioners were 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. The petitioner was examined as P.W.1 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.P.13, they reveal that the petitioner and the respondents are the legal heirs of the deceased A.Padmini to succeed her schedule of debts

Page No.3 of 8



O.P. No.356 of 2025

as mentioned in the petition and the deceased had not died intestate, the deceased executed affidavit cum letter executed by Ms.Padmini in favour of 1st respondent, vide Ex.P.4. All the respondents have given their consents 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 Schedule Debts and*** a direction for grant of Succession Certificate in favour of the petitioner with power to collect the debts and to receive the interest, specified in the schedule -debts mentioned in the petition, is issued.

14.11.2025

Index : Yes/No
Speaking Order : Yes/No
ssd

APPENDIX:

List of Petitioner side Witnesses:

Page No.4 of 8



O.P. No.356 of 2025

PW1

: Mr. B.Uma

WEB COPY

List of Petitioner side Documents:

Exhibit No.	Date	Description of Documents
Ex.P.1.	-	Computer generated death certificate of Adi Kesavan
Ex.P.2	-	Computer generated death certificate of A.Devaki Ammal
Ex.P.3	-	Computer generated death certificate of E.S.Golulakrishnan
Ex.P.4.	-	Photocopy of affidavit-cum-letter executed by A.Padmini in favour of the 1 st respondent
Ex.P.5	-	Computer generated death certificate of Ms.A.Padmini
Ex.P.6	04.09.2016	Photocopy of fixed deposit receipt dated 04.09.2016 standing in the name of A.Padmini issued by the Chennai Corporation Officials' Co-operative Society Limited (Compared with the Original)
Ex.P.7.	24.12.2015	Photocopy of fixed deposit receipt standing in the name of A.Padmini issued by the Chennai Corporation Officials' Co-operative Society Limited
Ex.P.8.	11.02.2016	Photocopy of fixed deposit receipt standing in the name of A.Padmini issued by the Chennai Corporation Officials' Co-operative Society Limited



WEB COPY



O.P. No.356 of 2025

Ex.P.9.	29.06.2016	Photocopy of fixed deposit receipt standing in the name of A.Padmini issued by the Chennai Corporation Officials' Co-operative Society Limited
Ex.P.10	28.01.2016	Photocopy of fixed deposit receipt standing in the name of A.Padmini issued by the Chennai Corporation Officials' co-operative Society Limited
Ex.P.11	-	Photocopy of passbook issued by Indian Overseas Bank standing in the name of A.Padmini
Ex.P.12	31.08.2025	Copy of a Paper publication effected in one issue of Tamil daily 'Makkal Kural'
Ex.P.13	-	Certificate filed under Section 65B of the Indian Evidence Act r/w Section 63 of BNS for downloaded documents.

14.11.2025



WEB COPY



O.P. No.356 of 2025

P.DHANABAL, J.,

ssd

O.P. No.356 of 2025

Page No.7 of 8



WEB COPY



O.P. No.356 of 2025

14.11.2025