



WEB COPY

O.P.No.535 of



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: **21.02.2025**

CORAM

THE HONOURABLE **MR.JUSTICE K.KUMARESH BABU**

O.P.No.535 of 2024

1.Smt.Usharani Sudhakar
2.Thiru.G.K.Vasan

...Petitioners

PRAYER: Original Petition filed for grant of Succession Certificate under Section 372 of the Indian Succession Act 39 of 1925 read with Order XXV Rule 6 of O.S.Rules, prays that a Succession Certificate may be granted to the second petitioner Thiru.G.K.Vasan and with power to collect the securities and to receive the interest and dividends thereon and negotiate & transfer the securities and Debentures specified in the Scheduled hereto.

For Petitioners : Mr.D.Sreenivasan

ORDER

The petitioner seeks Succession Certificate in respect of the securities held by Late G.Karuppiiah Moopanar, who died intestate on 30.08.2001. The petitioners are the children of the deceased. The wife and parents of the deceased are dead. The petitioners are only the surviving legal heir of the



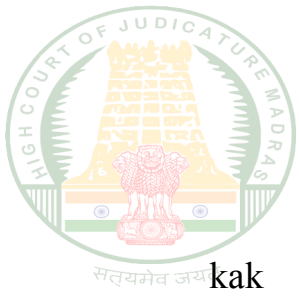
deceased.

WEB COPY

2. The first petitioner has been examined as PW1. She has produced the death certificates of the deceased and his wife as Ex.P1 and Ex.P7. The legal heir certificate of the deceased and his wife as Ex.P2 and Ex.P8. The Aadhar and PAN Card of the petitioner were marked as Ex.P9 to P12. The consent affidavit of the first petitioner as Ex.P14. A perusal of ExP2 and Ex.P8, Ex.P9 to P12, shows that the deceased and his wife have two children, who are the petitioners. The petitioners are the only surviving legal heir of the deceased. A paper publication has been made and no objections have been received.

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

4. In view of the above evidence, the Original Petition is allowed granting Succession Certificate in favour of the second petitioner G.K.Vasan, in respect of the securities mentioned in the schedule to the petition.



21.02.2025

kak

Index : Yes/No

Petitioner's witness:

P.W.1 - Mrs.Usharani Sudhakar

Documents exhibited by the petitioners:

<i>Exhibits</i>	<i>Documents</i>
Ex.P1	Death Certificate of Late Mr.G.Karupiah Moopnar dated 05.09.2001.
Ex.P2	Photocopy of the Legal Heirship Certificate of Late Mr.G.Karupiah Moopnar dated 07.09.2001. (Compared with the original)
Ex.P3	Photocopy of the Share Certificate bearing Regd Folio No.00085287 of Eicher Motors Limited with Distinctive Nos. from 24489459 to 24489558 dated 16.09.2004 (Compared with original)
Ex.P4	Photocopy of the Share Certificate bearing Regd Folio No.00085287 of Eicher Motors Limited with Distinctive Nos. from 24489559 to 24489658 dated 16.09.2004 (Compared with original)
Ex.P5	Photocopy of the Share Certificate bearing Regd Folio No.00085287 of Eicher Motors Limited with Distinctive Nos. from 24489659 to 24489679 dated 16.09.2004 (Compared with original)
Ex.P6	Photocopy of the Dividend Certificate dated 01.06.2009 issued by the Eicher Motors Limited (Compared with original)
Ex.P7	Photocopy of the Death Certificate of Kasthuri Ammal K dated 04.07.2019 (Compared with original)
Ex.P8	Photocopy of the Legal Heir Certificate of Kasthuri Ammal K dated 15.08.2019 (Compared with original)



<i>Exhibits</i>	<i>Documents</i>
Ex.P9	Photocopy of the Aadhaar Card of Usharani Sudhakar. (Compared with original)
Ex.P10	Photocopy of the PAN Card of S Usharani (Compared with original)
Ex.P11	Photocopy of the Aadhaar Card of G.K.Vasan (Compared with original)
Ex.P12	Photocopy of the PAN Card of G K Vasan (Compared with original)
Ex.P13	Photocopy of the Notice sent by the Link Intime India Pvt Ltd to the 2 nd petitioner dated 03.02.2024 (Compared with original)
Ex.P14	Consent Affidavit of Usharani Sudhakar.

21.02.2025

kak



WEB COPY

O.P.No.535 of



K.KUMARESH BABU, J.

kak

O.P.No.535 of 2024

21.02.2025