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O.P. No.214 of 2024

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P. DHANABAL,J.,

This petition has been posted under the caption '**for being mentioned**' today.

2. The learned counsel appearing for the petitioner brought to the notice of this Court that the name of the counsel appearing for the petitioner has wrongly been typed as Mrs. A. Vidya instead of M/s. Viruksham Legal and the said error may be corrected.

3. In view of the above submission, the said correction has to be carried out. 4. Accordingly, the name of the learned counsel appearing for the petitioner has been corrected as "**M/s. Viruksham Legal**" instead "**Mrs. A. Vidya**".

5. The Registry is directed to **issue a fresh order copy after**



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carrying out necessary corrections.

25.09.2025

mjs

Note: Issue order copy by **26.09.2025**.

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 10.09.2025

CORAM :

THE HONOURABLE MR.JUSTICE P.DHANABAL

O.P. No.214 of 2024

Ravishankar Srinivasan S/o. Late Srinivasan

... Petitioner

Vs

1. Nirmala S. (Deceased)

W/o. Sundararaman and D/o. Late Srinivasan

2. Indra Subramaniam

W/o. T.S. Subramanian and D/o. Late Srinivasan

3. S. Ranganathan S/o. Late Srinivasan

4. Ramani S/o. Late Srinivasan

5. Sonia Mohan W/o. Late Rajamohan

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6. Meyolien Mohan D/o. Late Rajamohan

7. Ganesh Sundararaman S/o. Sundararaman

8. Suresh Sundararaman S/o. Sundararaman

9. Shanthi Sridharan D/o. Sundararaman

(Respondents 7 to 9 brought on record as legal heirs of the
1st respondent / deceased as per order in A. No.3622 of 2025

Dated 30.07.2025)

... Respondents

PRAYER: Original Petition is filed under Section 222(1) and 276 of the
Indian Succession Act 1925 and under Order XXV Rule 4 of Madras High
Court Original Side Rules for issuing Probate.

For petitioners : Mrs. A. Vidya

For Respondents

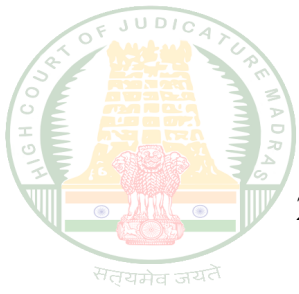
For R1 to R4 and Ms. A. Remy Josephine Mary

R7 to R9:

R5, R6 : No appearance.

ORDER

This petition has been filed under Section 222(1) and 276 of the Indian
Succession Act read with Order XXV Rule 4 of Madras High Court Original
Side Rules seeking to grant Probate of the Will dated 12.01.1998 executed by
late K. Srinivasan to have effect limited to the State of Tamil Nadu.



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2. The petition has been filed for grant of probate of Will executed by

one late K. Srinivasan on 12.01.1998. According to the petitioner, the petitioner and the respondents 1 to 4 are the sons and daughters of the said (late) K. Srinivasan. The respondents 5 and 6 are the wife and daughter of the brother of the petitioner namely Rajamohan, 3rd son of late K. Srinivasan. The respondents 7 to 9 are the legal heirs of the 1st respondent late S. Nirmala. The deceased K. Srinivasan appointed his wife S. Jayalakshmi as executor of the Will dated 12.01.1998 and after the demise of the said S. Jayalakshmi on 04.06.2003, the petitioner became the executor of the Will dated 12.01.1998. The properties bequeathed in the said Will are immovable properties situated at Anthakudi Village, Tiruvarur District, Tambaram, Chennai, K.K. Nagar, Chennai and Ashok Nagar, Chennai, more fully described in the schedule, which were the self-acquired properties of Late K. Srinivasan. The petitioner and the respondents are the legal heirs of the testator. The property in Schedule A was taken possession by the 1st son of the testator/the 3rd respondent herein. The Schedule B property was taken by the petitioner

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herein. The Schedule-C property was taken by the 3rd son of the testator,

Rajamohan, who died on 03.03.2004 and the legal heirs of the said

Rajamohan, are the respondents 5 and 6 herein. The Schedule-D property

was taken possession by the 4th son Ramani, the 4th respondent herein. After

the demise of the Testator Late K. Srinivasan, the subject registered Will and

Testament dated 12.01.1998 was in the possession of the 4th respondent

herein. All the legal heirs of the Testator took possession of their respective

properties and effected mutation of revenue records in their respective names

upon the Will coming into effect.

3. The Testator, at the time of his demise, was survived by his legal heirs viz. Late Jayalakshmi (wife) and 6 children (2 daughters and 4 sons).

All the surviving legal heirs at present are the parties to this probate. The petitioner has impleaded all the next of kin of the testator and other persons

interested as respondents and there is no next kin or other persons interested

to be impleaded. The amount of assets which is likely to come to the

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petitioner's hand does not exceed in the aggregate sum of Rs.1,25,10,000/-

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and net amount of the said assets after deducting all the items, which the petitioner is by law allowed to deduct is only of the value of is Rs.1,25,10,000/-. The petitioner hereby undertakes to duly administer the specified property and credits of the deceased in any way concerned his Will by paying the debts first and then the legacies therein bequeathed so far as the assets will extend and to make full and true inventory thereof and exhibits the same in this Court within the six months from the date of the grant of Will annexed to the petition and also to render to this Court a true account of the said property within one year from the said date.

4. The petitioner was examined as PW1 and marked Ex.P.1 to Ex.P.8.

PW1 in his evidence had narrated the averments made in the petition stating that he has filed this petition for grant of Probate of the Last Will and Testament executed by the deceased K. Srinivasan on 12.01.1998.

One Mr. R. Vijayaraghavan, who is one of the attesting witnesses in the Will, has been examined as PW2. In his evidence, he had stated that the testator

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was in sound state of mind while executing the Will and he had also seen the testator signing the Will and the other attesting witness subscribing his signature in the document. He has also stated that the testator had seen the attesting witnesses subscribing their signatures in the Will. The evidence of attesting witness not only proved the execution but also the attestation of the Will and there is no other material to suspect the Will.

5. From the averments made in the petition and the depositions of PW1 and PW2 supported by the documents, it is clear that the petitioner has proved his claim and there is no contra evidence. Hence, this Court is satisfied that the petitioner is entitled to the relief as prayed for in the petition.

6. In the result, the Original Petition is ***allowed*** and the Will executed by late K. Srinivasan dated 12.01.1998 is hereby probated.

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Index : Yes/No

Speaking Order : Yes/No

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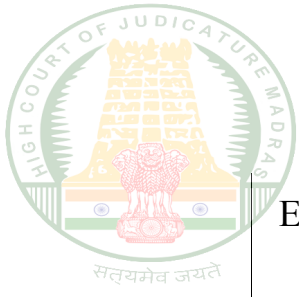
List of Petitioner side Witnesses:

PW1 : Mr. Ravishankar

PW2 : Mr. R. Vijayaraghavan

List of Petitioner side Documents:

Exhibit No.	Date	Description of Documents.
Ex.P.1	-	Photocopy of the Aadhar Card of the petitioner.
Ex.P.2	21.12.1998	Original Death Certificate of Late K. Srinivasan.
Ex.P.3	09.02.1999	Original Legal Heirship Certificate of Late K. Srinivasan
Ex.P.4	12.06.2003	Original Death Certificate of S. Jayalakshmi.
Ex.P.5	03.03.2004	Photocopy of the Death Certificate of Mr. Rajamohan (with legible copy).
Ex.P.6	26.11.1993	Original Sale Deed executed by Mr. V. Srinivasan in favour of the Late K. Srinivasan registered as Doc. No.5393/1993 in the office of Sub-Registrar of Kodambakkam.



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Ex.P7	16.12.1997	Original Sale Deed executed by Mrs. Adilakshmi in favour of the Late K. Srinivasan registered as Doc. No.5518/1997 in the Sub-Registrar office of Tambaram.
Ex.P.8.	12.01.1998	Original Will and Testament executed by Late K. Srinivasan and registered as Doc. No.6/1998 in the office of Sub-Registrar, Tambaram.



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