



WEB COPY



O.P. No.819 of 2024

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 05.12.2025

CORAM :

THE HONOURABLE MR.JUSTICE P.DHANABAL

O.P. No.819 of 2024

S.Padma

... Petitioner

Vs

1. S.Barathkumar
2. S.Shrividya

... Respondents

PRAYER: Original Petition is filed under Section 218 & 278 of the Indian Succession Act XXXIX of 1925 r/w Order XXV Rule 5 of O.S.Rules praying to grant Letters of Administration to the Property and credits of the deceased to the petitioner, as wife / beneficiary of the deceased having effect limited to the State of Tamil Nadu.

For Petitioner : Ms.G.Gokulavani

ORDER

This petition has been filed under Sections 218 and 278 of the Indian Succession Act to grant Letters of Administration to the petitioner to the estates and credits of the deceased having effect limited to the State of Tamil Nadu.

Page No.1 of 6



O.P. No.819 of 2024

2. After filing of this petition, this Court directed the petitioner to effect general paper publication and the paper publication was also effected and there is no any objection from any party. Thereafter, the case was posted for recording evidence and the evidence was also recorded. On the side of the petitioner, PW1 was examined and Ex.P.1 to Ex.P15 were marked.

3. According to the petitioner, she is the wife of P.Sundararajan and the respondents are the son and daughter of Sundararajan respectively. The said P.Sundararajan died intestate on 11.03.2019 and left the petitioner and the respondents as his legal heirs. After due and diligent search, no Will was found and the petitioner claims to administer his property, as his wife and legal heir. The petitioner and the respondents are the only surviving legal heirs and there is no other next of kin to the deceased. The parents, namely, R.Parthasarathy and Pattammal of the deceased predeceased him. The net amount of the assets would come around Rs.2,23,96,073/- There are no other next of kin to the deceased except the petitioner and the respondents. The 1st respondent has given his consent to grant letters of administration in favour of the petitioner and the 2nd respondent has given her oral consent to grant letters of administration in favour of the petitioner.



O.P. No.819 of 2024

4. The petitioner herein, was examined as PW1. She has deposed that she is the wife of the deceased Sundararajan and reiterated the petition averments. A perusal of evidence of PW1 and Ex.P.1 to Ex.P.15 revealed that the petitioner and the respondents are the legal heirs of the deceased and no any objection has been raised either by the respondents or any other party to grant letters of administration to the petitioner. Therefore, the petitioner, through the evidences and documents, has amply proved that she is entitled to the Letters of Administration of the property and credits of the deceased. Therefore, the petitioner is entitled to the relief as prayed for in the petition.

5. Therefore, this Original Petition is **allowed** and Letters of Administration, to the estates and credits of the deceased Mr.Sundararajan in favour of the petitioner, is granted.

6. Issue Letters of Administration in favour of the petitioner. The petitioner is directed to duly administer the properties and credits of the deceased more fully described in the schedule. The petitioner is also directed to execute a **security bond** for a sum of **Rs.25,000/- (Rupees Twenty Five Thousand only)** in favour of the **Assistant Registrar (O.S.II)**,



O.P. No.819 of 2024

High Court, Madras. The petitioner is further directed to render true and correct accounts once in a year.

WEB COPY

05.12.2025

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

APPENDIX:

List of Petitioner side Witnesses:

PW1 : Mrs. S.Padma

List of Petitioner side Documents:

Exhibit No.	Date	Description of Documents.
Ex.P.1.	-	Computer generated death certificate of Mr.Sundararajan.P.
Ex.P.2	-	Computer generated death certificate of Mrs.Pattammal
Ex.P.3	-	Computer generated legal heirship certificate of Mr.Sundararajan.P.
Ex.P.4.	06.06.1977	Photocopy of the sale deed executed by Mr.K.R.Srinivasan in favour of Mr.P.Sundararajan
Ex.P.5	-	Photocopy of property tax demand card standing in the name of Mr.P.Sundararajan pertaining to the Door No.19/3 at West Mambalam
Ex.P.6	-	Photocopy of Chennai Metropolitan Water Supply and Sewerage Board standing in the name of Mr.P.Sundarajan pertaining to the Door No. 19/3 at West Mambalam
Ex.P.7	-	Photocopy of Property Tax Demand Card standing in the name of Mr.P.Sundararajan



O.P. No.819 of 2024

Ex.P.8	-	Photocopy of the construction agreement dated 25.09.1996 executed between Mr.P.Sundarajan and M/s Eswari Constructions (Engineering and Contractors)
Ex.P.9	-	Chennai Metropolitan Water Supply and Sewerage Board standing in the name of Mr.P.Sundarajan pertaining to Guindy, Chennai
Ex.P.10	02.02.2023	Computer generated Patta standing in the name of MR.P.Sundarajan
Ex.P.11		Photocopy of general power of attorney executed by Mr.S.Bharath Kumar in favour of Mrs.Padma Sundararajan
Ex.P.12		Affidavit under Section 63(4) (C) of BSA
Ex.P.13		Affidavit of assets showing a net value of estate as Rs.2,23,86,073/-
Ex.P.14	16.08.2025	Copy of paper publication effected in one issue of tamil daily 'Makkal Kural'
Ex.P.15	09.08.2025	Copy of paper publication effected in one issue of english daily 'Trinity Mirror'

05.12.2025



WEB COPY



O.P. No.819 of 2024

P.DHANABAL ,J.,

ssd

O.P. No.819 of 2024

05.12.2025