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O.P.No.240 of



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: **03.03.2025**

CORAM

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

O.P.No.240 of 2024

1.Mr.V.V.Paranthaman

2.Mr.V.V.Sundaram

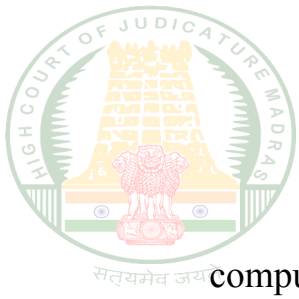
...Petitioners

PRAYER: Original Petition filed under Section 372 of Indian Succession Act, 1925 read with Order 25 Rule 6 of O.S.Rules, prays that a succession certificate may be granted to the petitioner with the debts power to collect and to receive the interest and dividends on and negotiate and transfer the securities specified in the schedule hereto.

For Petitioners : Mr.S.Ravichandran

ORDER

The petitioners seek Succession Certificate in respect of the securities held by Late V.V.Muthukumarasamy and V.M.Rani, who died intestate on 20.04.2021 and 17.06.2021. The petitioners are the brothers of the deceased V.V.Muthukumarasamy. The petitioners are declared as legal heirs of the deceased persons in O.S.No.6599 of 2022.



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2. The first petitioner has been examined as PW1. He has produced the computer generated death certificates of the deceased persons as Ex.P1 and Ex.P2. The photocopy of the Aadhar card of the petitioners as Ex.P7 and Ex.P9. The decree and judgment copy in O.S.No.6599 of 2021 as Ex.P11 and Ex.P12. On perusal of Ex.P1, Ex.P7 and Ex.P9, shows that the father of the male deceased and the petitioner are one and the same. On perusal of Ex.P11 and Ex.P12, it shows that the City Civil Court declared the petitioners are the legal heirs of the deceased person V.V.Muthukumarasamy. 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 petitioners, with the power to collect the securities and receive the interest and dividends mentioned in the schedule to the petition.

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Petitioner's witness:

P.W.1 – Mr.V.V.Paranthaman

Documents exhibited by the petitioners:

<i>Exhibits</i>	<i>Documents</i>
Ex.P1	Computer generated death Certificate of Mr.V.V.Muthukumara Swamy.
Ex.P2	Computer generated death certificate of Mrs.V.M.Rani.
Ex.P3	Photocopy of the Aadhaar Card of Mr.V.V.Muthukumaraswamy (Compared with the original)
Ex.P4	Photocopy of the Pan Card of Mr.V.V.Muthukumaraswamy (Compared with the original)
Ex.P5	Photocopy of the Aadhaar Card of Mrs.V.M.Rani (Compared with the original)
Ex.P6	Photocopy of the Pan Card of Mrs.V.M.Rani (Compared with the original)
Ex.P7	Photocopy of my Aadhaar Card (Compared with the original)
Ex.P8	Photocopy of my Pan Card (Compared with the original)
Ex.P9	Photocopy of the Aadhaar Card of Mr.V.V.Sundaram (Compared with the original)
Ex.P10	Photocopy of the Pan Card of Mr.Valasai Venugopal Sundaram (Compared with the original)
Ex.P11	Photocopy of the decree dated 22.11.2022 in OS.No.6599 of 2021 passed by the City Civil Court, Chennai (compared with the original)
Ex.P12	Photocopy of the judgment dated 22.11.2022 in OS.No.6599 of 2021 passed by the City Civil Court, Chennai (compared with the original)
Ex.P13	Photocopy of the joint savings account passbook bearing A/c.No.10273507253 of Mr.V.V.Muthukumaraswamy and Mrs.V.M.Rani with State Bank of India (Compared with the



Exhibits	Documents
	original)
Ex.P14	Photocopy of the PPF account passbook bearing A/c.No.10273568681 of Mr.V.V.Muthukumaraswamy with State Bank of India (Compared with the original)
Ex.P15	Photocopy of the savings account passbook bearing A/c.No.10273470731 of Mrs.V.M.Rani with State Bank of India (Compared with the original)
Ex.P16	Photocopy of the post office savings account passbook bearing A/c.No.0223830510 of Mr.V.V.Muthukumaraswamy and Mrs.V.M.Rani (Compared with the original)
Ex.P17	Photocopy of the term deposit advice of State Bank of India dated 13.03.2020 stands in the name of Mrs.V.M.Rani and Mr.V.V.Muthukumaraswamy (Compared with the original)
Ex.P18	Photocopy of the LIC policy bond bearing policy No.717187874 of Mrs.V.M.Rani (Compared with the original)
Ex.P19	Original balance confirmation letter dated 16.11.2023 issued by State Bank of India.
Ex.P20	Photocopy of the joint savings account passbook bearing A/c.No.1014616824 of Mr.V.V.Muthukumaraswamy and Mrs.V.M.Rani with Central Bank of India (Compared with the original)
Ex.P21	Copy of the paper publication effected in one issue of Tamil Daily “Makkal Kural” dated 31.07.2024.
Ex.P22	Certificate under Section 63(4) of BSA.

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