



WEB COPY

A No. 6000 of 2025



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 18-12-2025

CORAM

THE HONOURABLE MR.JUSTICE P. DHANABAL

A No. 6000 of 2025

AND

OP NO. 613 OF 2024

1. Chandrakanth B.Davey
No.30/44, Raghunaya Kulu Street, Park
Town, Chennai 600 003.

Applicant(s)

Vs

1. Latha G.Soni and 4 others
No.30/44, Raghunaya Kulu Street, Park
Town, Chennai 600 003.

2.Asha M.Bhatt
H.No.9, F/6, Pragati Apartment,
Kallikuppam Road 2nd Lane, Ambattur,
Chennai 600 053.

3.Hetal Pandya
No.13-4-789, Gayatri Galli, Karwan
Sahu, Asifnagar, Hyderabad, 500 006.

4.Unnati Tiwari
NO.1631, Manjupath Dixitpura, near
Gayatri Mandir, Baidevbag, Ranital, Po
Simaria, Dist, Jabalpur, Madhya
Pradesh 482 002.

5.Anish Kumar Thakar
NO.2, Jay Yogheshwar Park, Dumral
Road, Nadiad, Po Patel Society Area
Tso Nad, Dist Kheda, Gujarat 387002.

Respondent(s)

OP No. 613 of 2024

1. Chandrakanth B.Davey
No.30/44, Raghunaya Kulu Street, Park
Town, Chennai 600 003.



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Petitioner(s)

Vs

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Respondent(s)

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PRAYER

To permit the Petitioner to examine Mr.Bhagavatlal Davey regarding the due execution and registration of the said Will by the deceased Mr.Chotalal Davey.

OP No. 613 of 2024

PRAYER

that a Letter of Administration with the Will annexed may be granted to him as the beneficiary/Grandson under the Will of the said deceased having limited effect within the State of Tamil Nadu, Gross Amount of Rs.1,69,18,000/- and Net Amount of Rs.1,69,18,000/- Suc.duty of Rs.25,000/- paid on 12.11.2024 by e-C/F D.No.43433/2024.

A No. 6000 of 2025

For Petitioner

M/s Shah and Shah

For Respondent -3 Mr.T. Vadhana



WEB COPY

A No. 6000 of 2025



For Respondent -5 Mr.Dhilip Kumar
For Respondent,1,2 Notice served no appearance
& 4

ORDER

This application is filed by the plaintiff to permit the petitioner to examine Mr.Bhagavatlal Davey regarding the due execution of the will by the deceased Mr.Chotlal Davey.

2. According to the plaintiff both the attesting witness are no more and therefore they want to examine the witness to identify the signature of the attester as well as the testator in the will. Therefore, they filed this application to examine the above said witness to identify the signature of the deceased who had executed the will.

3. The learned counsel for the respondent has no objection in allowing this application.

4. Considering the reasons stated in the affidavit and in order to give a fair chance to prove the will in accordance with law this application is allowed and the matter is referred to the learned Master for recording evidence on 05.01.2026.

18-12-2025

smn

Index: Yes/No

Speaking/Non-speaking order

Internet: Yes

Neutral Citation: Yes/No



To

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P.DHANABAL J.
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