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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 30-10-2026

CORAM

THE HON'BLE MR.JUSTICE P.B. BALAJI

A Nos. 4352, 4662 & 4663 of 2026
AND
OP NO. 479 OF 2023

1. Gopal Gopinathan and 2 Others
   S/o.M.Gopal Warrier,
   Permanent resident of USA,
   2267 Lariat Lane, Folsom,
   CA 95630, USA.
2. K.G.Sridevi
   D/o.M.Gopal Warrier,
   No.F2, Prasanna Apartments,
   12A/25, Jayalakshmipuram Main Road,
   Nungambakkam, Chennai - 600 034.
3. G.Harikrishnan
   S/o.M.Gopal Warrier,
   No.F2, Prasanna Apartments,
   12A/25, Jayalakshmipuram Main Road,
   Nungambakkam, Chennai - 600 034.

..Applicant(s)

Vs

No Respondent
Nil

..Respondent(s)

PRAYER in A No. 4352 of 2026: This Application is filed to grant permission to the Applicant 2 and 3 herein to deal with the properties of the deceased K.G.Vijayalakshmi as described in the schedule hereunder.

PRYAER in A No. 4663 of 2026: This Application is filed to condone the delay of 721 days in filing inventory of main petition and its credits to this Court as per the order dated 22/12/2023 made in O.P.No.479 of 2023.

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PRAYER in A No. 4662 of 2026: This Application is filed to condone the delay of 539 days in filing the statement of accounts of this petition property to this Court as per the order dated 22/12/2023 made in O.P.No.479 of 2023.

For Applicant(s): Mr.B.Srinivasan in all Applications

COMMON ORDER

The present Applications have been taken out by the petitioners seeking permission to deal with the estate of the deceased K.G.Vijayalakshmi, who died intestate. This Court by order dated 22.12.2023 granted a Letters of Administration in favour of the applicant/petitioners 2 and 3. The petitioners are none else than the only surviving Class II legal heirs of the deceased K.G.Vijayalakshmi viz., who died intestate on 26.02.2021. In terms of the provisions of the Indian Succession Act, 1925 as well as the grant given to the petitioners 2 and 3, no alienation of immovable properties is permitted without the prior consent of this Court.

2. In view of the same, the petitioners have now approached this Court seeking permission to deal with the properties of late K.G.Vijayalakshmi, who died intestate, in fact, A.Nos.4662 and 4663 of 2026 have been filed seeking condonation of delay in filing the inventory and accounts. I have gone through the common affidavit filed in support of the said applications, I am satisfied that the petitioners have made out sufficient cause for not filing the inventory and accounts as contemplated under the provisions of the Indian Succession Act, 1925. Hence, these Applications are allowed.

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3. In view of the above, once the inventory and accounts are filed, as required under the various provisions of the Indian Succession Act, the Administration itself has come to an end and therefore, the legal heirs under the Hindu Succession Act, the petitioners herein, become entitled to the properties of late K.G.Vijayalakshmi, being her brothers and sister respectively and in fact, in such eventuality no permission is required in the first place since the properties stand vested with the petitioners, once the Administration is completed in terms of the grant made in favour of the petitioners 2 and 3, with the acceptance of the inventory and accounts filed and delay in filing the same being condoned today in A.Nos.4662 and 4663 of 2026. There may not be even a necessity to seek permission. In any event, since the applications have been filed seeking to deal with the properties of late K.G.Vijayalakshmi, and considering the fact that the properties and estate have already been administered and the petitioners are none else than the surviving legal heirs, being brothers and sister of deceased K.G.Vijayalakhmi, who died as Spinster, I do not see any impediment for the petitioners proceedings to deal with the estate of late K.G.Vijayalakshmi.

4. In the light of the above, these Applications are ***ordered.***

30-10-2026

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P.B.BALAJI J.

RKP

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