

Succession Certificate Case No. 02/2022

Mandeep Kumar Singh Petitioner.
V/s
Ashok Kumar Singh & Ors. Opposite Parties.

Counsel for the petitioner :- Mr. Manoj Kumar, Ld. Adv.
Counsel for the O.Ps. :- Mr. Prakash Kumar Pandey, Ld. Adv.

ORDER

23.06.2023

1. This case has been filed by the petitioner Mandeep Kumar Singh for the grant of succession certificate in his favour for authorizing him to realise the amount deposited by his deceased parents jointly in the Head Post Office, Purnea and also to realise the amount deposited by his mother in the bank account of P.N.B., Purnea.

2. The deposited amount as mentioned in Schedule of the petition is to the tune of Rs. 11,23,616/-.

3. In this case, the petitioner submits that he and O.Ps. are full brothers and they all are the sons of Late Narayan Singh and Late Rajnandini Devi. He further submits that his father – Late Narayan Singh died on dt. 25.09.2016 and his mother – Rajnandini Devi died on dt. 31.03.2019. He further submits that apart from them (the petitioner and O.Ps) there are no other legal heirs of Late Narayan Singh and Late Rajnandini Devi. He further submits that his parents had deposited the amount of Rs. 11,23,616/- in different accounts of Head Post Office, Purnea and also in the bank account of P.N.B., Purnea and the details of total deposited amount is given in Schedule of the petition. He further submits that his parents have not made any will and the O.Ps have no objection, in case the Succession Certificate is granted. Finally the petitioner has requested for grant of Succession Certificate in this case.

4. The O.Ps. Namely – Ashok Kumar Singh, Kishore Kumar Singh and Sandeep Kumar Singh have appeared and they have filed a written no objection in this case. They have fully supported the case of petitioner in their no objection. They submits that they have no objection if Succession Certificate is granted and if the total amount deposited by their parents is received by the petitioner.

5. In this case the petitioner himself has deposed before the court as **P.W.-1 Mandeep Kumar Singh**. He has fully supported his case in his evidence. On the basis of his evidence the original pass book of account no. 20002116 issued by Head Post Office, Purnea jointly in name of Narayan Singh and Rajnandini Devi is marked as **Exhibit-1**. The original pass book of account no. 3247851305 issued by Head Post Office, Purnea jointly in name of Narayan Singh and Rajnandini Devi is marked as **Exhibit-1/A**. The original pass book of account no. 323735628 issued by Head Post Office, Purnea jointly in name of Narayan Singh and Rajnandini Devi is marked as **Exhibit-1/B**. The original pass book of account no. 0051010232838 issued by Punjab National Bank, Purnea in name of Rajnandini Devi is marked as **Exhibit-1/C**. The original death certificate of Late Narayan Singh is marked as **Exhibit-2**. The original death certificate of Late Rajnandini Devi is marked as **Exhibit-2/A**. On behalf of O.Ps, **Ashok Kumar Singh, Kishore Kumar Singh and Sandeep Kumar Singh** have deposed before this court and they have fully supported the case of the petitioner. They have also



Vikram Kumar, Sub-Judge 1st, Purnea

deposed that they have no objection if the amount deposited by their parents is being received by petitioner Mandeep Kumar Singh.

6. As per the provisions of the Hindu Succession Act, 1956 the parties to this case are the legal heirs of Late Narayan Singh and Late Rajnandini Devi. The court further finds that there is no legal impediments if the succession certificate is granted in the name of parties to this case. Moreover, the evidence of opposite parties makes it clear that the petitioner is authorized to receive the amount as mentioned in Schedule of the petition.

7. Therefore, on the basis of evidence available on record the court finds that the petitioner – Mandeep Kumar Singh is allowed to receive the total deposited amount of Rs. 11,23,616/- as detailed in Schedule of the petition.

8. Therefore the above petition for grant of Succession Certificate is hereby allowed. Let a Succession Certificate be issued accordingly.

(Dictated)



Vikram Kumar
(VIKRAM KUMAR)
Sub-Judge 1st 12/12

Succession 2/22

The Court of Sub Judge 2st, Purnea

23/6/23 - case called out.

Attendance filed behalf of the petitioner Manddeep K. Singh, & D.P. is also on attendance.

Heard Argument.

D.P. have no objection in this case.

As per the provisions of the Hindu Succession Act, 1956, the parties to this case are legal heirs of late Narayan Singh & late Rajrandini Devi. The court further finds that there is no legal impediments if the succession certificate is granted in the name of parties to this case. Moreover, the evidence of opposite parties makes it clear that the petitioner is authorized to receive the amount as mentioned in Schedule of the petition. Therefore, on the basis of evidence available on record the court finds that the petitioner - Manddeep K. Singh is allowed to receive the total deposited amount of Rs. 11,23,616/- as detailed in Schedule of the petition. Therefore the above petition for grant of Succession certificate is hereby ~~allowed to be granted~~ let a succession certificate be issued accordingly. Detailed order tagged in two sheets. case disposed.

(Dict)

Vikram K.
(Vikram K.)
Sub-Judge
2st Purnea.

Heard
Argument

Succession
Certificate
is
allowed to
be granted

Case disposed
of
accordingly
23/6/23