

**BEFORE THE ADDITIONAL MASTER II
HIGH COURT, MADRAS
T.O.S.No.11 OF 2022**

Date: 08.01.2026
Time :11:35 A.M.

Name : Mrs.R. Vijayalakshmi (PW1)

Continuation of Cross Examination by Mr.M.Sridhar Learned Counsel for the Defendant D3 & D4.

Solemnly affirmed:

Q137: Last time you have stated that the original allotment order was handed over by your father-in-law to you. Why you have not filed the same before this court?

A:I have filed an allotment order I thought it would be the original.

Q138:So, your father-in-law has not handed over the original allotment order to you. Is it correct ?

A:Yes, he has given the allotment order which I have filed in this court.

Q139:(Proof affidavit is shown to the witness) Have you filed any document to prove that you and your husband along with your children resided at Door No.5, Ganapathy Naicken Street, Puthapedu, Chennai-89 along with your father-in-law for 5 years?

A:I have not filed.

Q140:Is it correct to state that at the time of execution of WILL your father-in-law was aged about 85 years?

A:I do not know whether he was 85 years old at that time. His age would be above 80 years.

Q141:Whether your father-in-law was hale and healthy at the time of execution of WILL?

A:Yes.

Q142:In Ex.P5 WILL he has stated that he was not feeling well so you have falsely stated that your father-in-law was hale and healthy at the time of execution of WILL

A:I deny. He was hale and healthy at the time of execution of WILL.

Q143:Can you file any document to prove that your father-in-law was hale and healthy at the time of execution of WILL?

A:I cannot file.

Q144:Who wrote the sentence written in hand in Page No.1 of Ex.P5 WILL?

A:It would be written by the Registrar office.

Q145:Can you specify who wrote that sentence?

A:I do not know, who wrote that sentence.

Q146:You have stated that you were along with your father-in-law at the time of the registration of WILL in the registrar office then you can specify who wrote that sentence?

A:I do not know.

Q147:I put it to you that in 1st page of Ex.P5 WILL there is no signature of your father-in-law near the hand written sentence.

A:Yes.

Q148:In the Power of Attorney (Ex.P12) your father-in-law has mentioned that you have to get the sale deed from the CMDA. Is it correct?

A:Yes.

Q149:But in Ex.P5 WILL there is no such mention. What do you say?

A:Yes.

Q150: On 01.09.1994 your father-in-law has executed a WILL by mentioning all his properties in favour of his all legal heirs. What do you say?

A:Yes. But he has not mentioned about the Koyambedu Shop. Except that shop he has bequeathed all other properties in favour of his all legal heirs through Ex.P7 (01.09.1994 dated WILL).

Q151:I put it to you that in Ex.P7 your father-in-law has clearly mentioned about his all legal heirs as well as the properties bequeathed to them.

A:Yes.

Q152:I put it to you that in Ex.P5, he has not mentioned about Ex.P7 as well as about his legal heirs.

A:Yes.

Q153: Whether your father-in-law intimated to his legal heirs about the execution of Ex.P5?

A:Yes. My father-in-law intimated to his legal heirs about the execution of Ex.P5.

Q154:I put it to you that in Ex.P5, the brothers and sisters of your husband were not the attesting witness. What do you say.

A:Yes.

Q155:Whether any one of the legal heirs of your father-in-law accompanied with him to the registrar office on the day of execution of Ex.P5 WILL?

A:Yes, No legal heirs of my father-in-law accompanied with him, but my husband accompanied with him.

Q156:Whether your father-in-law handed over the original Power of Attorney Ex.P12 to you after its registration?

A:Yes.

Q157:Then why you have not filed the original Power of Attorney in this court?

A:I have misplaced the same.

Q158:When did you know about the missing of Original Power of Attorney?

A:I do not remember.

Q159:I put it to you that you stated in your proof affidavit that your father-in-law has executed WILL Ex.P5 in your favour since you have given birth to triplet and to support you financially.

A:Yes.

Q160:I put it to you that in Ex.P12, it was mentioned that you have financially supported your father-in-law to pay the amount regarding the shop property to MMDA. What do you say?

A:It was written as such and strike off.

Q161:Who strike off that sentence?

A:I do not know.

Q162:I put it to you that your father-in-law has not put his signature near the strike off sentences.

A:Yes.

Q163:I Put it to you that in Ex.P5 he has not mentioned any reason why he has not given any share in shop property to the other legal heirs.

A:Yes.

Q164: After drafting of WILL Ex.P5 in which place your father-in-law put his signature in the WILL?

A:He put his signature in the presence of Registrar at Registration office.

Q165:Who were present at that time?

A:My husband, Kalaivani, Myself, Kumastha Subramani and my father-in-law's friend Dhanraj were present.

Q166:I put it to you that neither Kumastha Subramani nor your father-in-law's friend Dhanraj put their attesting signature in the WILL(Ex.P5) Kalaivani, and you husband are the attesting signature of the WILL?

A:Yes, correct.

Q167:Who is the identifying witness in Ex.P5 WILL?

A:My husband and Kalaivani are the identifying witness in Ex.P5 WILL.

Q168:After registration of Ex.P5 in whose custody it was?

A:It was in my father-in-law's custody.

Q169:Who handed over the WILL(Ex.P5) to you?

A:After the demise of my father-in-law it was handed over to my husband and he handed over it to me.

Q170:Who handed over the WILL(Ex.P5) to your husband?

A:I do not know.

Q171:In whose custody Ex.P7 WILL?

A:I do not know.

Q172:Whether you have divided the property as mentioned in Ex.P7 WILL?

A:Yes. After the demise of my father-in-law we have divided the property.

Q173:Whether you have wrote any deed of partition?

A:No.

Q174:How do you partition the property in Ex.P7 WILL?

A:I do not know.

Q175:How the relationship between your family and the siblings of your husband?

A:It was cordial.

Q176:Whether it is cordial at present?

A:I do not know.

Q177:I put it to you that D5 Shanthi has filed written statement by supporting your case.

A:I deny.

Q178:Why your husband and Aathimoolam filed suit against the other legal heirs in OS.No.174/2020 on the file of III Additional Judge, Poonamalle for partition?

A:I do not know.

Time:12.30 P.M.

Taken down in open Court, read over and explained to the witness and the same is admitted by the witness to be true and correct and signed before me.

ADDITIONAL MASTER-II