

BEFORE THE ADDITIONAL MASTER-III

HIGH COURT, MADRAS.

TOS.No.25 OF 2022

Date: 26.02.2025

Time: 11.20 A.M.

Name : Mr. H.Rajkumar (DW1)

Continuation of Chief Examination by M/s.M.Meenakshi for M/s. U.Venkatesh ,
Learned counsel for the Defendant.

Solemnly Affirmed:

The following document are marked as exhibits:

Ex.D3 is the photocopy of the legal notice dated 11.09.2021 with Postal receipt and acknowledgement.

Cross Examination by Mr.Duraikkan S Phillip Learned counsel for the Plaintiff.

Q1:Have you gone through the petition filed by the plaintiff in OP.597/2021 and his reply statement filed in TOS 25/2022?

A: I am not yet recollect I want to go through the reply statement.

Q2: (Reply statement is shown to the witness) Have you seen it?

A: Yes.

Q3: (Written statement is shown to the witness) Kindly see this written statement filed by you in TOS.25/2022. Have you signed in the written statement after going through it and I finding it to be correct.

A: Yes

Q4: What is the date of birth of your father and his date of death ?

A: I do not remember the date of birth my father. My father's date of death 29.07.2019.

Q5: How old was your father passed away?

A: 79 years old.

Q6: I put it to you that the year of birth of your father is 1939?

A: I have to calculate and see.

Q7: What is the date of birth of your mother and her date of death ?

A: My mother died in the year of 2010. I do not remember the date of birth my mother.

Q8: How old was your mother passed away?

A: I think she was 69.

Q9: What is the date of marriage of your parents?

A: I do not know.

Q10: What is your date of birth

A: 23.06.1966

Q11: Do you know the date of birth of your brother plaintiff?

A: I do not know.

Q12: How many children's were born to your parents and please give their names.

A: 3 children's Rajkumar Harichand, Sanjay Harichand and Anand Harichand.

Q13: Do you know the date of birth of Anand Harichand?

A: I do not know.

Q14: What happened to Mr. Anand Harichand?

A: He was passed away in the year of 2009.

Q15:What is the nature of business your father was carrying on and tell to this court?

A:Automobile business, Real estate, Share trading.

Q16: Did your father have any name for the business he was carrying?

A: The name of the business is Central Motors. It is a Automobile spare parts shop. But for Real estate, share trading they don't have name for the business.

Q17: Do you know the constitution of business in the name of Central Motors. Is it a proprietor concern or partnership concern or the company?

A:It is partnership concern.

Q18: Do you know who were the partners when the central motors originally constituted?

A: My father and three son's were the partners.

Q19:What was the profit share ratio among the partners at that time?

A: I do not recollect.

Q20: Was the firm reconstituted after the death of your brother Anand?

A:Yes.

Q21:Who became the partners in the reconstituted firm and what was the profit share ratio among the partners at that time?

A:Mr.Harichand K, Rajkumar Harichand and Sanjay Harichand. The ratio was approximately 40%, 30%, 30%.

Q22: Which year the reconstitution of Central Motors was took place?

A:It happened after my brother's death i.e. after 2009.

Q23:Do you have the copy of partnership deed of reconstituted Central Motors?

A:No. I am not have.

Q24:What is your date of your marriage?

A: 08.07.1987.

Time : 12.00 P.M.

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

ADDITIONAL MASTER-III