

BEFORE THE ADDITIONAL MASTER-III
HIGH COURT, MADRAS.
TOS.No.25 OF 2022

Date: 23.09.2025
Time: 11.35 A.M.

Name : Mr. H.Rajkumar (DW1)

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

Solemnly Affirmed:

Q168: (Written statement and proof affidavit are shown to the witness) In para No.6 of your proof affidavit you have stated that you raised the issue of partition of both movable and immovable properties held by the testator with the plaintiff and the plaintiff immediately projected a theory of existence of a Will alleged to have been executed by your father. But you have not stated so in your written statement. What do you say?

A: Yes, not stated in the written statement.

Q169: What date you raised this issue of partition with your brother?

A: I do not remember the date.

Q170: Even In para No.6 of your proof affidavit you have not stated the date you raised this issue of partition with your brother. Isn't it?

A: Yes.

Q171: (Ex.D3 is shown to the witness) You have not stated in Ex.D3 that the plaintiff raised the issue of an alleged Will of your father?

A: No. Witness adds: It is only a general letter.

Q172: On 24.07.2025 in your cross examination in your answer to Q.No.135 you stated that you have not registered any case. I put it to you on 30.04.2025 you have registered a Civil suit for partition and stating that in that suit the Will is not valid.

A: Yes.

Q173: Do you know the above said Civil suit number?

A: Now I do not remember.

Q174: What are the reliefs sought for in CS.No.181/2025?

A: I have to see the paper.

Q175: Have you filed any interim applications in that suit?

A: I asked for the details of jewelry, properties, shares.

Q176: Have you given the schedule of properties in CS.No.181/2025?

A: I have to see the paper.

Q177: I put it to you that you are not aware of the details of jeweleries, properties, shares held by your father and that is why you have asked for such details in CS.No.181/2025.

A: I know the details.

Q178: I put it to you that your contentions in your written statement and proof affidavit that there are other properties jewels, shares etc. held by your father left out by the plaintiff in the affidavit of assets filed by him in TOS.25/2022 are false as you do not know any of the details.

A: I deny.

Q179: You have not attended to the daily business of central motors even during your father's lifetime. What do you say?

A: I used to visit him regularly.

Q180: Have you signed any vouchers or bills on behalf of central motors?

A: No.

Q181: I put it to you that you have no idea whatsoever about central motor business.

A: I do have idea.

Q182: (Ex.P5 Will is shown to the witness) I put it to you that you are denying the genuineness of the Ex.P5 Will because you did not get 50% of share in your father's property.

A: I deny.

Q183: (Ex.P5 Will is shown to the witness) I put it to you that Ex.P5 Will is a genuine Will executed by your father of his own volition dictated by him and written on by Mrs.Kamlesh Srichand (PW2) and duly attested by two witnesses namely Durga Prasad and Sunitha Goyal.

A: I deny.

Q184: I put it to you that you have falsely deposed before this Hon'ble Court against your father's Will.

A: I deny.

Q185: I put it to you that you have falsely deposed before this Hon'ble Court by suppressing the fact that you had filed CS.181/2025 before this Hon'ble Court for partition by stating that you have not filed any case.

A: I deny.

Time : 12.10 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