



C.S.No.233 of 2020

C.V.KARTHIKEYAN, J.

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The suit had been filed seeking partition and separate possession to divide the property in to three equal parts and to set aside the Settlement Deed executed in the year 2015 by which, the Settlement Deed, the defendant was the settlee for the entire property.

2. In view of that particular contention, the issues which arise for determination would be:

1) Whether the Settlement Deed dated 23.12.2015 registered as document No.5604/2015 in the Office of the Sub Registrar, Purasaiwakkam, is a validly executed document and binding on the parties?

2) Whether the Registered Will dated 26.09.2007 by Simroyalu can still be called into effect after the execution of the Settlement Deed, dated 23.12.2015?

3) Whether the Will dated 26.09.2007 executed by Simroyalu will have any effect if it had not been proved in manner known to law?



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4) *Whether the consent letter dated 12.01.1990 of M.S.Clara, will have any binding effect after the execution of the Settlement Deed as aforementioned dated 23.12.2005?*

5) *Whether the plaintiff is entitled for partition and separate possession of the suit mentioned properties?*

6) *To what other relief are the parties is entitled for?*

3. List of documents and list of witnesses in two weeks time.

4. Post the matter before the learned Additional Master No.2, for recording of evidence on 19.10.2022. After recording evidence, list the matter before this Court.

29.09.2022

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