

BEFORE THE ADDITIONAL MASTER II ,  
HIGH COURT, MADRAS  
C.S.No.233 OF 2020

Date :15.09.2025  
Time : 03.17 P.M.

Name : Mr.G.M.Jeyaraj (PW1)

PW1 Cross Continued by Learned Counsel for the defendant  
Mr.R.Karunakaran.

Solemnly affirmed:

Q49: (Ex.P19 is shown to the witness) Ex.P19 is the settlement deed dated 23.12.2015 executed by Simroyalu in favour of the defendant regarding the entire suit schedule property?

A:Yes.

Q50:Earlier to that settlement deed on 11.04.2007 Simroyalu has executed a WILL in favour of defendant. Is it correct?

A:I do not know.

Q51:On 05.05.2016 Simroyalu canceled his earlier WILL dated 11.04.2007 by a deed of revocation of WILL and testament on his own volition and free will and sound and disposing state of mind. It was clearly mentioned in his revocation deed and he executed the settlement deed. What do you say about that ? (Plaintiff counsel raised objections stating that the revocation of WILL dated 05.05.2016 which is after execution of settlement deed)

A:It came to my knowledge after demise of Simroyalu.

Q52: I put it to you that the deed of revocation of WILL dated 05.05.2016 is a registered document.

A:It came to my knowledge after demise of Simroyalu.

Q53: On 05.05.2016 Simroyalu executed rectification deed with regard to the relationship in Document No.2211/2016. Do you know that?

A: I do not know.

Q54: According to the rectification deed Simroyalu rectified the relationship mentioned wrongly in the settlement deed as paternal grandson instead of foster grandson. After the demise of Simroyalu on 18.11.2016 before filing of the suit you have applied certified copies of the settlement deed. Is it right and Do you accept that defendant is the brothers grandson of Simroyalu?

A: Yes, defendant is the one of the grandson of the Simroyalu.

Q55: Simroyalu executed settlement deed in favour of Defendant who is the brothers grandson of Simroyalu?

A: Yes. He is the one of the grandson of Simroyalu.

Q56: I put it to you that on 11.04.2007 Simroyalu had executed a registered WILL in favour of defendant regarding the entire schedule of the suit property after that on 23.12.2015 he executed a settlement deed regarding entire schedule of suit property in favour of defendant to strengthen his right in this suit property.

A: I do not know. After his demise only I came to know regarding the WILL and settlement deed.

Q57: On 22.08.1990 M.S.Clara wife of Simroyalu executed a registered Will in favour of her husband Simroyalu in respect of the suit schedule property. Is it correct?

A: She may be.

Q58: Simaroyalu became absolute owner of the suit schedule property according to WILL executed by his wife M.S.Clara. Is it correct?

A: Yes.

Q59:(Ex.P11 is shown to the witness) The WILL executed by M.S.Clara probated by the Hon'ble High Court in Probate OP No. 171/2005 by its order dated 19.03.2005?

A:May be.

Q60:Since the Hon'ble High Court has declared Simaroyalu has got right in rem regarding the suit schedule property as per Ex.P11. Do you accept ?

A:I deny.

Q61:Do you state Simaroyalu is the care taker of the property?

A:Yes.

Q62:Since Simroyalu is the owner of the suit schedule property he executed a registered WILL in favour of defendant on 11.04.2007 and subsequently he executed settlement deed on 23.12.2015 in favour of defendant. Do you agree?

A:I deny.

Q63:I put it to you that you have created a bogus unregistered WILL dated 26.09.2007 and claimed right in the suit property.

A:I deny. It is genuine

Q64:I put it to you that you have stated after execution of registered WILL dated 11.04.2007 within 6 months Simroyalu has executed a unregistered WILL dated 26.09.2007. Is it correct.

A:Yes.

Q65: Since you have stated Simroyalu is only care taker of the property so he do not have any right to execute unregistered WILL dated 26.09.2007 and it is a bogus WILL?

A:I deny. It is not a bogus. He only executed that unregistered WILL and gave it to me.

Time : 04.05 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