

BEFORE THE ADDITIONAL MASTER IV,
HIGH COURT, MADRAS
T.O.S.No.39 OF 2016

Date: 21.08.2025

Time : 11.19 A.M.

Name : Mr. G.T. Raman (PW1)

Continuation of cross Examination by Mr. B.P. Vinoth, Learned Counsel
for the 1st defendant.

Solemnly affirmed:

Q56: (Ex.P42 is shown to the witness.) For what purpose
WP.No.30025/2011 was filed by you?

A: I have filed this writ petition in respect of the suit property.

Q57: (Ex.P1, Will is shown to the witness.) Do you know the witnesses
who had signed in the Will, Ex.P1 and what is the relationship between
the witnesses and the testator?

A: The 1st attester is Abdul Nazar, the 2nd attester is Rajan and the 3rd
attester is Guna in the Will. They are known to my father.

Q58: (Ex.P1, Will is shown to the witness.) In Ex.P1, the signatures of
the testator differ from page to page and does not have any date below the
signature, is it correct?

A: No. All the three signatures are that of my father. There is no date
mentioned below the signatures, however the date is found in the seal on
the left side of all the pages of the Will.

Q59: Did you see your father signing in Ex.P1, Will?

A: Yes, I was beside him.

Q60: Has it been stated anywhere in the Will that Thangaswamy has been
given absolute ownership of the suit property?

A: It has been stated so in the 2nd para at page 1 of Ex.P1, Will.

Q61: I put it to you that your aforesaid statement is false and that in para 2
of Ex.P1, Will, it is only mentioned that the property was allotted to the
testator and that there is no mention about any sale deed or ownership.

A: Ownership has been obtained through allotment.

Q62: By whom was the suit property allotted to the testator?

A: By the Tamil Nadu Slum Clearance Board.

Q63: By whom was this Ex.P1, Will prepared and where was it signed?

A: My father had got the Will prepared in the Registrar's Office and took me there. Only my father would know who prepared the Will. It was signed at the Registrar's Office.

Q64: (Ex.P37 is shown to the witness.) Did you take your father to the hospital during the period shown in the medical bills, Ex.P37?

A: During the said period, my father took an auto and went on his own to the hospital. I was on duty in the same hospital then.

Q65: (Ex.P24 is shown to the witness.) Did you take your father to the hospital during the period shown in the medical bills (29.08.2005 to 10.09.2005), Ex.P24?

A: He came on his own. I was on duty in the same hospital at that time.

Q66: (Ex.P1, Will is shown to the witness.) Is it anywhere mentioned in Ex.P1, Will that the sale deed for the suit property was executed in favour of your father by the Tamil Nadu Slum Clearance Board?

A: It has not been mentioned.

Q67: (Ex.P10 is shown to the witness.) Can you state what is the address mentioned in the family card issued by Tamil Nadu Slum Clearance Board and the list of members in the said family card?

A: No.30, 3rd Avenue, Ashok Nagar, Chennai – 83. The name of Thangaswamy, Nagarathnam, Ambedkar, Raman, Pugazhenth, Shanmugasundaravalli, Karpagam and Amudha are filed.

Q68: When was Ex.P10 issued?

A: 17.03.1986.

Q69: (Ex.P2 is shown to the witness.) Can you explain what document is this and the list of members mentioned in the said identity card and its date?

A: This is also family card. The name of Thangaswamy, Nagarathnam, Malliga, Ambedkar, Senthamizh, Raman, Sundari, Pugazhenth and Kadalakshi. It was issued on 09.07.1975 have been mentioned.

Q70: Is it correct to state that the members found in Exs.P2 & P10, family cards are different?

A: Yes.

Q71: (Ex.P45 is shown to the witness.) Do you know the relief sought in OS.No.4097/2013?

A: Malliga, Senthamizh and Ambedkar had filed the said suit seeking partition of the suit property.

Q72: The suit was filed in 2011, Ex.P1, Will was executed in 2005 and your father died on 02.03.2006. I put it to you that in the intermittent period you did not take any steps to probate Ex.P1, Will.

A: Yes. Witness adds: I had informed all my relatives about Ex.P1, Will.

Q73: Have you filed written statement in OS.No.4097/2013?

A: Yes. I have filed.

Q74: (Ex.P46 is shown to the witness.) Have you stated about Ex.P1, Will in the said written statement, Ex.P46?

A: I do not know English. But my lawyer would have mentioned it.

Time: 11.58 A.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-IV