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O.P.No.775 of 2023

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 26.11.2025

CORAM :

THE HONOURABLE MR.JUSTICE P.DHANABAL

O.P. No.775 of 2023

S.Selvasundari

... Petitioner

Vs

1) M.Annapoorani

2) M.Balamurugan @ Balaji

... Respondents

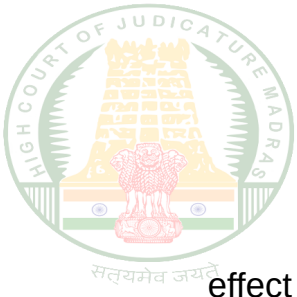
PRAYER: Original Petition is filed under Section 232 and 276 of the Indian Succession Act of 1925 read with Order XXV Rule 5 of the Original Side Rules praying to grant Letters of Administration to the Will annexed with the petition, as the daughter / beneficiary under the Will having effect limited to the State of Tamil Nadu.

For Petitioner : Mr.S.N.Ravikumar

For Respondents : Notice served - no appearance.

ORDER

This petition has been filed under Sections 232 and 276 of the Indian Succession Act to grant Letters of Administration to the petitioner to the estates and credits of the deceased having effect limited to the State of Tamil Nadu.

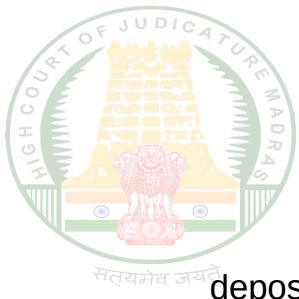


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2. After filing of this petition, this Court directed the petitioner to

effect general paper publication and the paper publication was also effected and there is no any objection from any party. Thereafter, the case was posted for recording evidence and the evidence was also recorded. On the side of the petitioner, P.W.1 and P.W.2 were examined and Ex.P.1 to Ex.P.10 were marked.

3. According to the petitioner, she is the daughter of G.Saravanamuthu. The said G.Saravanamuthu died on 19.10.2001. The deceased Late G.Saravanamuthu had purchased the schedule mentioned property on 26.09.1968. Further, the said Saravanmuthu had one son, namely, S.Mangalakumar and the said S.Mangalakumar died on 07.05.2002. The deceased Mr. G.Saravanamuthu had executed a Will dated 18.06.2001 and appointed his wife and the petitioner as his beneficiary. The said wife of G.Saravanamuthu/ mother of the petitioner died on 02.02.2016. The last Will and testament executed by the deceased was on 18.06.2001. No executor was appointed under the Will. The petitioner, who is the legal heir of the deceased G.Saravanamuthu and the respondents, who are legal heirs of the deceased Mangalakumar are the only surviving legal heirs and there is no other next of kin to the deceased. The net amount of the assets would come around Rs.20,00,000/-. There are no other next of kin to the deceased except the petitioner and the respondents.



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4. The petitioner herein, was examined as P.W.1 and she has

deposed that she is the daughter of the deceased Saravanamuthu and reiterated the petition averments. P.W.2 is one of the attesting witnesses in the Will. He has deposed that the testator had executed a Will dated 18.06.2001 and he was also present along with the testator at the time of execution of Will. He has also identified the signatures of the attestor and testator in the Will. A perusal of evidences of PW1 and PW2 and Ex.P.1 to Ex.P.10 revealed that the petitioner and the respondents are the legal heirs of the deceased and no any objection has been raised either by the respondents or any other party to grant letter of administration to the petitioner. Therefore, the petitioner, through the evidences and documents, has amply proved the execution of Will. Therefore, the petitioner is entitled to the relief as prayed for in the petition.

5. Therefore, this Original Petition is **allowed** and Letter of Administration, to the estates and credits of the deceased Mr. G.Saravanamuthu in favour of the petitioner, is granted.

6. Issue Letters of Administration in favour of the petitioner. The petitioner is directed to duly administer the properties and credits of the deceased more fully described in the schedule. The petitioner is also directed to execute a **security bond** for a sum of **Rs.25,000/- (Rupees Twenty Five Thousand only)** in favour of the **Assistant Registrar**



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(O.S.II), High Court, Madras. The petitioner is further directed to render true and correct accounts once in a year.

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Index : Yes/No
Speaking Order : Yes/No
ssd

APPENDIX:

List of Petitioner side Witnesses:

PW1 : Mrs. S.Selvasundari

PW2 : Mr.E.Ranganathan

List of Petitioner side Documents:

Exhibit No.	Date	Description of Documents.
Ex.P.1.	18.06.2001	Original Will and Testament dated 18.06.2001 executed by Mr.G.Saravanamuthu
Ex.P.2	-	Original Death certificate of Mr.G.Saravanamuthu
Ex.P.3	-	Original Death certificate of Mr.S.Mangala Kumar
Ex.P.4.	-	Photocopy of the legal heirship certificate of Mrs.S.Indira Devi
Ex.P.5	-	Certified copy of sale deed dated 26.09.1968 executed in favour of G.Saravanamuthu
Ex.P.6	-	Affidavit of assets showing the net value of the estate as Rs.20,00,000/-
Ex.P.7	09.11.2024	Copy of the paper publication effected in one issue of Tamil daily 'Malai Malar'
Ex.P.8	18.11.2024	Copy of the Paper publication effected in one issue of English Daily 'Trinity Mirror'
Ex.P.9	-	Photocopy of Aadhar Card of petitioner
Ex.P.10		Photocopy of Aadhar card of E.Ranganathan, attesting witness

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