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T.O.S.No.73 of 2024

C.V.KARTHIKEYAN, J.

The Registry has put up a note that the plaintiffs had paid the Court fees as are required. The written statement of the 1st, 2nd and 3rd defendants are also on record.

2. Heard the learned counsel for the plaintiffs and the defendants.

3. The following issues arise for trial:

(i) Whether the unregistered Will dated 28.12.2021 said to have been executed by late G.Lakshmiammal who died on 06.02.2022 is a true and genuine document?

(ii) Whether the testatrix had right to execute the Will after she had executed a registered Settlement Deeds in favour of the late husband of the 1st defendant and on his death, in favour of the 2nd defendant?

(iii) Whether the contention of the defendants that the unregistered Will dated 28.12.2021 is tainted with fraud has been established by the defendants.



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C.V.KARTHIKEYAN, J.

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(iv) Whether the assertion by the defendants that the testatrix always had the habit of executing documents which are registered and that the Will in question is an unregistered document is a suspicious circumstance to examine whether the Will is true and genuine?

(v) Whether the unregistered Will dated 28.12.2021 had been proved in manner known to law?

(vi) To what reliefs are the parties entitled?

4. List of documents and list of witnesses shall be filed by two weeks time.

5. Post the matter before the learned Additional Master – II for recording of evidence on 04.09.2025.

18.08.2025

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