

BEFORE THE ADDITIONAL MASTER-III
HIGH COURT, MADRAS.

T.O.No.46 OF 2022

Date: 10.09.2024

Time: 03.10 P.M.

Name : Mr. Kaveri Ramachandran (PW1)

Continuation of Cross Examination by Mr. R.Anish Kumar, Learned counsel for the Defendant.

Solemnly Affirmed:

Q52: Are you staying with your father after your marriage?

A: Yes.

Q53: Is your husband staying with you?

A: No. Witness adds: We are separated.

Q54: Do you have children?

A: Yes. 2 children.

Q55: What are your children studying?

A: 1st daughter studying in 8th std, 2nd daughter studying in 1st std.

Time: 03.15 P.M.

Continuation Time: 03.40 P.M.

Solemnly Affirmed:

Q56: Did your father also affected from Covid-19?

A: Yes.

Q57: Have you admit your father in the hospital for Covid-19 treatement?

A: Yes.

Q58: In which hospital your father was admitted either in Government Hospital or Private Hospital?

A: He was admitted in Balaji Medical College Hospital. I do not know whether the hospital is Private or Government.

Q59: Have you spent money for your father's treatment?

A: No.

Q60: For how many days your father was admitted in the hospital?

A: In and around 9 to 10 days.

Q61: From which date to which date your father was admitted in the hospital?

A: I do not remember the date of admission of my father. But, my father was discharged on 21.05.2021.

Q62: (Ex.P1 WILL is shown to the witness). Whether the person who prepared the WILL and the counsel has appeared on behalf of you are one and the same person?

A: Yes.

Q63: (Ex.P1 WILL, Ex.P29 and Ex.P30 are shown to the witness). I put it to you that the signature of Venkatesan in the RC books and WILL are different from each other.

A: Compared with both the RC books the signature of my uncle is slightly differ because of the lapse of the years between the 2 RC books. While my uncle was admitted at hospital he was in tension so that, the signature of my uncle in the WILL is signed like this and it is differs from RC books signature.

Q64: (Ex.P1 is shown to the witness). I put it to you that in Ex.P1 WILL the complete details of the movable and immovable properties have not stated.

A: Yes. General particulars of movable and immovable properties are stated.

Q65: I put it to you that Mr.Venkatesan has not given instructions to the WILL so that Ex.P1 WILL the complete details of the movable and immovable properties have not stated.

A: I do not know.

Q66: (Ex.P1 is shown to the witness). Have your uncle signed in the place where 'x' mark place in the Ex.P1 WILL?

A: My uncle have signed in all the pages. In the 1st page of the WILL there is an 'x' mark and he signed in that place also.

Q67: (Ex.P1 is shown to the witness). In Ex.P1 WILL in Pg.No.2 the date was not typed at the bottom of the recitals. But, below the signature of your uncle mentioned the date. Is it correct?

A: Yes.

Q68: (Ex.P1 is shown to the witness). I put it to you that the date wrote below the signature of your uncle does not wrote by your uncle.

A: I deny. Witness adds: My father told that my uncle wrote the date below his signature.

Q69: (Ex.P1 is shown to the witness). Is it correct to state that the date mentioned below the signature of your uncle is very clear?

A: Yes.

Q70: I put it to you that the person who signed in the WILL, Ex.P1 and who wrote the date are not the one and same person. Moreover, your uncle has not signed in Ex.P1 WILL.

A: I deny. Witness adds: My father told that my uncle alone put the signature and wrote the date below his signature.

Q71: Why the Ex.P1 WILL was not registered?

A: Because of Covid-19 it was not registered.

Q72: Do you know all the Registrar Offices was functioning in the month of May 2021?

A: I do not know.

Q73: Why the WILL should not be registered at Covid-19 period?

A: If I come to know there is a functioning of the Registration offices then I might have registered the WILL. Since, we did not know the functioning of Registration offices we did not registered.

Q74: Where is your brother Thirumalai Kumar?

A: He is at Qatar.

Q75: Did your brother settled in Qatar?

A: No, he is an NRI. Now staying at Qatar.

Q76: Do you know who are all came to see your uncle when he was admitted in the hospital?

A: I do not know.

Q77: (Ex.P35 Cremation Certificate is shown to the witness). Is it correct to state that you have mentioned as a daughter of Venkatesan in Ex.P35 Cremation Certificate?

A: Yes. Witness adds: At that time the person who was working in the office asked about whether you are a daughter or any other person to Venkatesan. I told that I am a daughter of Venkatesan's brother. So, they told that you can tender it as daughter of Venkatesan.

Q78: (Ex.P35 Cremation Certificate is shown to the witness). In Column No.12 of Ex.P35 the "Name and Address of the informant" and they have not sought for relationship. Is it correct?

A: Yes.

Q79: Have you informed all your relatives after admitting your uncle Mr.Venkatesan in the hospital?

A: Yes.

Q80: Have you informed all the defendants in this suit at the time of admission of your uncle in the hospital?

A: Yes. Witness adds: At the time of requirement of ambulance I informed to all the above.

Q81: Can you name the persons to whom you have informed?

A: Kameshwari, Ganesh (Son of Balamani) and Padmasri.

Time: 04.30 P.M

Taken down in open Court, read over and explained to the witness and the same is
admitted by the witness to be correct and signed before me.

ADDITIONAL MASTER-III