

BEFORE THE ADDITIONAL MASTER I,
HIGH COURT, MADRAS

T.O.S.No.39 of 2023

Date : 03.12.2024

Time : 12.05 P.M.

Name : Mrs.Hema Srinivasan (PW1)

Age : 75 Years

Husband's Name : Mr.K.Srinivasan

Residential Address : 6N, Sanjivini Apartments, 72/1, L.B. Road,
Thiruvanniyur, Chennai 600 041.

PW1 Chief Examination by Mr.K.Balamurali, the learned counsel for the Plaintiff.

Solemnly affirmed:

I am the Plaintiff herein. I am filing my proof affidavit stating the facts of this case and the same may be treated as part and parcel of my examination-in-chief. The following documents are marked as exhibits.

Ex.P1 is the Original Will executed by A.Venkataraman dated 22.03.2022. (The document marked subject to proof and admissibility of the learned counsel for the defendants objection).

Ex.P2 is the computer generated Death Certificate of A.Venkataraman dated 05.09.2022.

Ex.P3 is the Sale Deed registered as Doc.No.253 of 1997 dated 09.04.1947 executed by T.K.Lakshmipathy and as guardian for his two minor sons, in favour of K.Arunachalam in SRO, T.Nagar. (Compared with original).

Ex.P4 is the Death Certificate of K.Arunachalam dated 05.04.1999. (Compared with original).

Ex.P5 is the Legalheirship Certificate of K.Arunachalam dated 19.10.2004. (Compared with original).

Ex.P6 is the Release Deed executed by 2nd and 3rd Defendants along with plaintiff registered as Doc.No.800 of 1986 in SRO T.Nagar in favour of first defendant and A.Backiayalakshmi and A.Venkataraman dated 18.08.1984. (Compared with original).

Ex.P7 is the extract from the Town Survey Land Register dated 23.03.2005. (Compared with original).

Ex.P8 is the Deed of Partition registered as Doc.No.984 of 2006 in SRO T.Nagar dated 19.04.2006. (Compared with original).

Ex.P9 is the print out of the Property Tax Assessment Order for Schedule Property dated 15.06.2022. (Section 63 of BSA produced).

Ex.P10 is the Circular issued by Commissioner of Revenue Administration regarding issuance of Legalheirship Certificate dated 09.08.2017. (The document marked subject to proof, admissibility and relevancy of the learned counsel for the defendants objection).

Ex.P11 is the print out of the Encumbrance Certificate for the period of 16.02.2006 to 28.10.2024. (Section 63 of BSA produced).

Ex.P12 is the printout of the Death Certificate of A.Backiyalakshmi dated 08.10.2022. (Section 63 of BSA produced).

Ex.P13 is the printout of the Guideline value of Immovable Property dated 13.10.2022. (Section 63 of BSA produced).

Ex.P14 is the printout of the Death Certificate of A.Ravi dated 17.04.2021. (Section 63 of BSA produced).

Ex.P15 is the photocopy of the Nomination given by second defendant to State Bank of India dated 18.06.2021.

Ex.P16 is the Pendrive containing the contents of the voice recordings of Late Venkatraman from his Mobile Phone along with section 63 BSA Certificate. (The document marked subject to proof, admissibility, and relevancy and regarding genuiness, disputing the contents, documents has no pleading of the learned counsel for the defendants).

Ex.P17 is the photocopy of the Legal Notice issued by the defendant counsel to the plaintiff's son dated 10.10.2022.

Ex.P18 is the Reply Notice issued to the Notice issued by the plaintiff's son with acknowledgment card dated 12.10.2022.

Ex.P19 is the true copy of the Legal Notice issued by the Plaintiff to the Defendants dated 20.10.2022.

Ex.P20 is the Reply Notice issued by the Defendants to the plaintiff counsel with acknowledgment card dated 29.10.2022.

Ex.P21 is the Rejoinder Notice from the defendant counsel to the plaintiff's counsel dated 21.11.2022.

Ex.P22 is the office copy of the Reply to the Rejoinder from the plaintiff to the defendant counsel in response to the reply notice dated 29.10.2022 dated 14.12.2022.

Ex.P23 is the Reply to the Rejoinder from the plaintiff to the defendant counsel in response to the Rejoinder dated 21.11.2022 Notice dated 29.10.2022.

Time: 12.50 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 - I

BEFORE THE ADDITIONAL MASTER I,
HIGH COURT, MADRAS

T.O.S.No.39 of 2023

Date : 03.01.2025

Time : 03.00 P.M.

Name : Mrs.Hema Srinivasan (PW1)

PW1 Cross Examination by Mrs.Chitra Sampath, Senior Counsel for T.S.Baskaran, counsel for the Defendants.

Solemnly affirmed:

Q1: What is your educational qualification?

A: P.U.C. Pass.

Q2: What is the educational qualification of your sister Suseela?

A: S.S.L.C pass.

Q3: What is the educational qualification of your sister Padmini Rajaram?

A: S.S.L.C pass.

Q4: What is the educational qualification of your brother Venkatraman?

A: B.Sc., M.A.Economics., CAIIB, Costing, M.C.A., L.L.B., M.L.,.
He also registered himself as a Lawyer.

Q5: When did your brother acquire all these qualifications?

A: First he did B.Sc., When he was working in Bank he did CAIIB.
He did the remaining courses through Indira Gandhi Open University.

Q6: Can you recollect and tell when your brother Venkatraman acquired these qualifications?

A: I cannot say with certainty.

Q7: Was your brother Venkatraman employed in Syndicate Bank?

A: Yes. He worked there initially.

Q8: Did he continue with Syndicate Bank?

A: He was transferred several times and in order to take care of his mother he took VRS and stayed back in Chennai.

Q9: What is the qualification of your brother Subramaniam?

A: B.E. Civil Engineering.

Q10: What was your husband doing?

A: He has retired from Bank of Baroda.

Q11: How many children do you have?

A: I have 3 children. One son and two daughters. My son's name is Harikrishnan, One of my daughter is Sowmiya and she is no longer alive. Another daughter is Nirmal and she is in U.S.A.

Q12: Has your son Harikrishnan accompanied you to the Court today?

A: Yes.

Q13: Is the person sitting behind you is Harikrishnan?

A: Yes.

Q14: How many children does Padmini Rajaram have?

A: 4 daughters.

Q15: Where are they residing?

A: First daughter is in Australia and the remaining three are in U.S.A.

Q16: When Padmini Rajaram husband die?

A: He died during the COVID times. I do not recollect the exact year.

Q17: Till the death of her husband where did Padmini Rajaram reside?

A: Padmini Rajaram and her husband were residing in Bombay where they owned a Flat. Later, they were mostly staying with their daughters outside India. They had let out the property in Bombay.

Q18: How frequently Padmini Rajaram comes to Chennai to meet you?

A: She comes whenever it is possible for her and sometimes in a span of two years also.

Q19: When did you meet Padmini Rajaram last?

A: I met her at the time when ceremonies of my mother took place.

Q20: When did Suseela's husband Ravi die?

A: He also died during COVID times. I do not recollect the year.

Q21: Can you recollect and say whether Padmini Rajaram husband died first or Suseela's husband died first?

A: I do not remember.

Q22: What was husband of Suseela, Mr.Ravi was doing for his avocation?

A: He was an Interior Designer.

Q23: Are you aware whether Ravi had left any immovable property for Suseela?

A: I vaguely recollect that a landed property was there, in and around Kancheepuram. Witness Adds: Approximately 1 ground of land at Kattuppakkam was purchased in the name of Suseela by my brother Subramaniam.

Q24: Beside immovable property, what other assets were left for Suseela by her husband Ravi?

A: Ravi had purchased jewels for Suseela which were available with her. He had left some Mutual funds and shares.

Q25: Who informed you about the above details of property inherited by Suseela?

A: When Suseela and myself talk casually and she had informed me about it.

Q26: How old was your mother when she died?

A: She was 99 years old.

Q27: Do you remember the date of death of your mother?

A: 22nd September 2022.

Q28: Who was cooking for your brother Venkatraman and your

mother?

A: Till my mother was mobile she was cooking. Later when she was ailing, my sister Suseela used to bring cooked food from her house or cook at Venkatraman's place depending upon the requirement and convenience. Sometimes, Venkatraman used to cook for himself and he used to call me to know the receipe. I used to come once in a week and stay with my mother for a couple of days. At that time Suseela will bring food for us or I will go and eat in the house of Suseela.

Q29: Is it correct to state that Venkatraman's three middle toes of the left leg had been amputated?

A: Yes. Witness Adds: It is because of sugar complaint.

Q30: Do you recollect when the amputation was done to Venkatraman?

A: It must be about an year or months prior to his death.

Q31: Did Venkatraman was diagonised with heart disease?

A: Yes. Witness Adds: Initially he was found to have diabetes. Family doctor Nandakumar diagonised Venkatraman has Heart problem. I regualarly consult Dr.Ayyappan in BSS Hospital. On the advise of Nandakumar my son took Venkatraman for treatment to Dr.Ayyappan.

Q32: Can you recollect and say the month and year of the above diagnosis to Venkatraman?

A: It was all in the span of one year prior to his death.

Q33: Is it correct to state that Venkatraman was affected by

COVID?

A: No.

Q34: What is the educational qualification of your son Harikrishanan?

A: B.Sc., M.B.A., from Madras University.

Q35: Where was he employed and where is he employed now?

A: Initially he was working in some Software companies. Presently he is working for Accenture.

Q36: Is it correct to state that your son Harikrishnan has a passion for drawing and painting?

A: Yes. Witness Adds: He is not presently doing any art work.

Time: 03.45 P.M

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

ADDITIONAL MASTER – I