



WEB COPY



A. No. 5328 of 2025

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 06.07.2026

CORAM

THE HONOURABLE DR.JUSTICE A.D.MARIA CLETE

A. No. 5328 of 2025

in

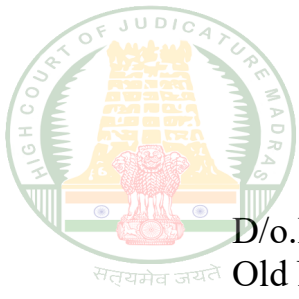
O.P. No. 731 of 2022

1. Mrs.K.Vanaja
D/o.Late V.Munusamy, W/o.Kothandam, 17/7/2,
1st Street, Neels Garden, Perambur, Chennai -
600 011.
2. M.Kanchana Devi @ Kanchana
D/o.Late Pattammal, W/o.Late A.Munusamy,
Door No.5A, Masilamani Mangammal Illam, 1st
Floor, V O C, kaikankuppam, Valasaravakkam,
Chennai - 600 087.
3. O.Annapoorani
D/o.Late C.Arumugam, W/o.Oomaidurai, 9/6,
Chelliyamman Kudiyurppu, Dhanraj 2nd Street,
Kumaran Nagar, Chennai - 600 082.
4. E.Palani
S/o.Ettiyappan, No.36/81, Ragavan Street,
Perambur, Chennai - 600 011.

..Applicant(s)

Vs

1. Radha alias Radhabai
D/o.Late M.Balaraman, W/o.G.Logesan,
H.No.4/625, Amul Nagar, Thiru Nagar, East
Extension, Golden Rock, Trichy - 620 004.
2. K.Padmavathy



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D/o.Late M.Balaraman, W/o.Kumar, New No.28,
Old No.23/1, Neels Garden 1st Street, Perambur,
Chennai - 600 011.

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3. B.Lalitha

D/o.Late M.Balaraman, W/o.Shanmugam,
No.23/2, Neels Garden 1st Street, Perambur,
Chennai - 600 011.

4. B.Dhanalakshmi

D/o.Late M.Balaraman, W/o.G.Baskar, New
No.12, Old No.19, Ponneripuram 2nd Street,
Golden Rock, Trichy - 620 004.

5. Ravikumar Gopalakrishnan

S/o.Late Gopalakrishnan, 23/1, Neels Thottam
1st Street, Perambur, Chennai - 600 011.

6. Tamilselvi Gopalakrishnan Pille

D/o.Late Gopalakrishnan, W/o.Gopalakrishnan
Pille, Near Om Shanti Store, Dr.C.G.Road, Old
Barrack No.T/224, Chembur Colony, F C I
Mumbai, Maharashtra - 400 074.

7. G.Kannan

S/o.Late Gopalakrishnan, 23/1, Neels Thottam
1st Street, Perambur, Chennai - 600 011.

8. Mrs.B.Chitra

D/o.Late Gopalakrishnan, W/o.Baskar, 4/1462,
Kambar Street, Anna Nagar (W), Pakkam Post,
Nathammedu, Thiruninravur - 602 024,
Thiruvallur District.

9. G.Dillibabu

S/o.Late Gopalakrishnan, 7, Neels Garden 1st
Street, Perambur, Chennai - 600 011.

10.M.Shanmugasundaram (Deceased)



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S/o.Late V.Munusamy, 23/1, Neels Garden 1st
Street, Perambur, Chennai - 600 011.

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11.M.Gunalan

S/o.Late V.Munusamy, 24/1, Neels Garden 1st
Street, Perambur, Chennai - 600 011.

12.M.Sampath

S/o.Late V.Munusamy, 24/1, Neels Garden 1st
Street, Perambur, Chennai - 600 011.

13.Thilagavathi

D/o.Late Baby Sarojini, W/o.Natarajan, House
No.07, Indira Nagar, Opp T S P Tungabhadra
Dam, Hospet, T.B.Dam, Bellary, Karnataka - 583
225.

14.Kalavathi

D/o.Late Baby Sarojini, W/o.Sondarajan, 15/1,
1st Street, Neels Garden, Perambur, Chennai -
600 011.

15.B.Shasirekha

D/o.Late Baby Sarojini, 15/1, Neels Garden 1st
Street, Perambur, Chennai - 600 011.

16.B.Kumar

S/o.Late Balakrishnan and Late Baby Sarojini,
7/1, Neels Garden 1st Street, Perambur, Chennai
- 600 011.

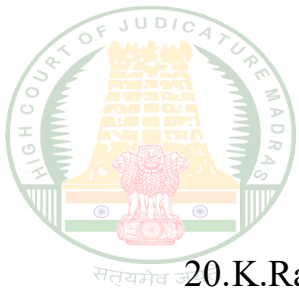
17.B.Loganathan

S/o.Late Balakrishnan and Late Baby Sarojini,
15/7/1, Neels Garden 1st Street, Perambur,
Chennai - 600 011.

18.K.Sasikala alias Thangamani

D/o.Late Mrs.Pattammal, W/o.Kannan, 40/300,
Manimegalai Street, Vyasarpadi,

19.Chennai - 600 039.



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20.K.Ramesh

S/o.Late Kodhandapani, House No.1280, Indira Nagar, Opp T S P Tungabhadra dam, Hospet, T.B.Dam, Bellary, Karnataka - 583 225.

21.S.Latha

D/o.Late Kothandapani, W/o.Shankar, 7/29, Bharatha Madha 2nd Street, New Kamaraj Nagar, Vyasarpadi, Chennai - 600 039.

22.Padma

W/o.Late Panchatcharam @ Panju, 2, Nermai Nagar 2nd Street, Kolathur, Chennai - 600 099.

23.A.Natarajan

S/o.Late C.Arumugam, House No.07, Indira Nagar, Opp T S P Tungabhadra Dam, Hospet, T.B.Dam, Bellary, Karnataka - 583 225.

24.C.A.Nagarajan

S/o.Late C.Arumugam, House No.1308, Indira Nagar, Opp T S P Tungabhadra Dam, Hospet, T.B.Dam, Bellary, Karnataka - 583 225.

25.G.Radha

W/o.Late A.Gopal, No.32, Erikkarai Salai, Venkateswara Nagar, Oragadam, Ambattur, Chennai - 600 053.

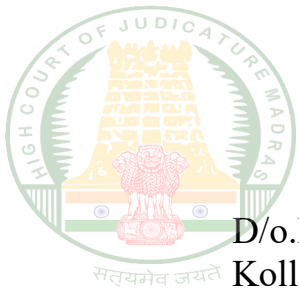
26.G.Shalini

D/o.Late A.Gopal, 5/423, MGR Street, Ambedkar Nagar, Pammadukulam, Tiruvallur - 600 052.

27.G.Nareshkumar

S/o.Late A.Gopal, No.32, Erikkarai Salai, Venkateswara Nagar, Oragadam, Ambattur, Chennai - 600 053.

28.Devikirani Elumazhai



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D/o.Late Elumazhai, 2, K D Raji Street,
Kollampalayam, Erode - 638 002.

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29.T.Padmini

D/o.Late Elumalai, W/o.Thangavel, 6, K T Raju
Street, Kollampalayam, Erode - 638 002.

30.E.Alamelumangammal

D/o.Late Elumali, W/o.Mani M, Poyeri Karai
Street, Erode - 638 001.

31.E.Ravichandran

S/o.Late Elumalai, 102, Athiyaman Nagar,
Asokapuram, Veerapanchatiram, Erode - 638
004.

32.S.Vijaya

D/o.Late Padmavathi, W/o.Sekar, 19/43,
Vasudevan Street, Sembium, Perambur, Chennai
- 600 011.

33.K.Gowri

D/o.Late Padmavathi, 6/13, Kennedy Square
Main Road, Chennai - 600 011.

34.M.Banumathi

W/o.Munusamy, 22/2, Neels Garden 1st Street,
Perambur, Chennai - 600 011.

35.Premavathi

W/o.M.Shanmuga Sundaram, 24/1, Neels Garden
1st Street, Perambur, Chennai - 600 011.

36.Ashok Kumar

S/o.M.Shanmuga Sundaram, 24/1, Neels Garden
1st Street, Perambur, Chennai - 600 011.

37.Sumathi

D/o.M.Shanmuga Sundaram, 24/1, Neels Garden
1st Street, Perambur, Chennai - 600 011.



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38. Geetha Stephen Paul
D/o. M. Shanmuga Sundaram, No. 24/1, Neels
Garden, 1st street, Perambur, Chennai - 600 011.

..Respondent(s)

PRAYER: To permit the petitioners to sell the property.

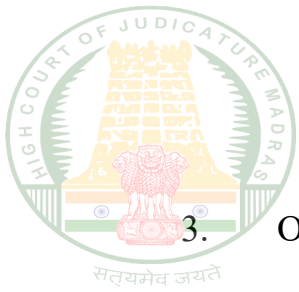
For Applicant(s): M/s. K. Chandru

For Respondent(s): M/s. P. Pushpalatha
For R1 To R9
M/s. V. Yogaraj
For R11 To R18
M/s. Meiyappan Mohan
For R19 To R26
M/s. K. Subhasini
For R35 To R37

ORDER

The applicants, who were granted Letters of Administration in O.P.No.731 of 2022 by order dated 17.04.2025, have filed the present application seeking permission of this Court to sell the schedule-mentioned property and distribute the sale proceeds among the beneficiaries/legal heirs.

2. The only question that arises for consideration is whether such an application is maintainable before this Court in its testamentary jurisdiction.

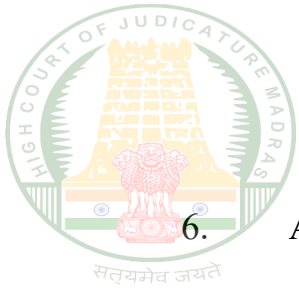


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3. Once Letters of Administration have been granted, the Original Petition stands concluded. The administrator derives authority under the Indian Succession Act, 1925, to administer the estate in accordance with law. The Testamentary Court does not retain jurisdiction to grant permission for sale of estate properties or to supervise distribution of the estate among beneficiaries, except to the extent specifically provided under the Act.

4. Section 307 of the Indian Succession Act, 1925 empowers an executor or administrator to dispose of the property of the deceased in the course of administration of the estate. Such power is intended to be exercised for purposes connected with administration, including discharge of the debts, liabilities and other obligations of the deceased testator. The Testamentary Court does not retain jurisdiction to grant permission for sale of estate properties or to supervise distribution of the estate among beneficiaries, except to the extent specifically provided under the Act.

5. The relief sought by the applicants falls outside the scope of testamentary jurisdiction. Consent or no objection by any of the beneficiaries cannot confer jurisdiction upon this Court.



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6. Accordingly, this Court is of the view that the present application is not maintainable and hence, A.No.5328 of 2025 is dismissed as not maintainable. No costs.

06-07-2026

Index: Yes/No

Speaking/Non-speaking order

Neutral Citation: Yes/No

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DR.A.D.MARIA CLETE, J.

AY/MSM

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in
O.P. No. 731 of 2022

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