

BEFORE THE ADDITIONAL MASTER III,
HIGH COURT, MADRAS
TOS.No.20 OF 2018

Date :14.08.2024

Time :11.50 a.m

Name : Mr. S.B.S.Raman (PW2)

Cross Examination by Mr. R.Bernatsha, Learned Counsel for the D1.

Solemnly affirmed:

Q41: Have you sent any Legal Notice to legal heirs of Late Mr. Duraisingam?

A: I do not remember.

Q42: Did you know that the Mrs.Usha Devi Anandan died who is the legal heir and daughter of Late.Mr.Duraisingam?

A: It was informed to me by Mr.Krishnamurthy son of Mr.Duraisingam.

Q43: When did he informed the death of Mrs.Usha Devi Anandan?

A: I do not remember exactly but, around when I called them.

Q44: Did you sent any written Legal Notice to legal heirs of Late Mrs.Usha Devi Anandan?

A: I do not remember.

Q45: I put it to you that you very well know under what circumstances the WILL was executed.

A: Yes, I am aware. He gave me instructions and I prepared the WILL.

Q46: I put it to you that you know very well circumstances under which the WILL has been revealed to the legal heirs.

A: Yes, I am aware.

Q47: I put it to you that you only filed the original petition as an advocate of Mr.Krishnamurthy.

A: Yes.

Q48: I put it to you that you only drafted the original petition.

A: Yes.

Q49: (OP.746 of 2015 is shown to the witness). Is it correct to state that you have not stated under what circumstances the WILL was executed and the circumstances with which the WILL has been revealed to the legal heirs.

A: Yes, the circumstances are mentioned in Para.6 and in Para.8. Witness adds: All the other legal heirs are the Respondents in this petition.

Q50: I put it to you that you are telling lie and that you are nowhere stated the circumstances in OP.746 of 2015.

A: I deny.

Q51: (OP.746 of 2015 is shown to the witness). Is it correct this application is filed after 3 years from the date of death of Mr.Duraisingam?

A: Yes.

Q52: (OP.746 of 2015 is shown to the witness). Is it correct to state that in Para.9, Mr.Krishnamurthy do not have any legal knowledge about the filing of probate and letters of administration immediately upon succeeding to the estate.

A: Yes.

Q53: I put it to you that in the petition filed by you it is not stated Mr.Krishnamurthy could not file the original petition since he got the knowledge of the WILL belatedly.

A:Yes.

Q54: Is it correct to state the you revealed the WILL after 4 years from the death of

Mr.Duraisingam to the legal heirs of Mr.Duraisingam ?

A: Yes.

Q55: Is it correct that Mr.Krishnamurthy has entered a Joint Venture Agreement with the builders?

A: Yes.

Q56: I put it to you that you only drafted the Joint Venture Agreement ?

A: I think it was prepared by lawyer of builders but, I saw the Joint Venture Agreement.

Q57: I put it to you that since your close relative is a builder entered with Joint Venture Agreement with Mr.Krishnamurthy you give false evidence against the defendants.

A: I deny.

Q58: I put it to you that Mr.Krishnamurthy fabricated and forged the signature of Mr.Duraisingam for which you helped to prepare the fabricated WILL.

A: I deny.

Q59: I put it to you that if you prepare the WILL at right time you would have typed the date of the WILL.

A: I deny.

Q60: I put it to you that the WILL has been fabricated after the demise of Mr.Duraisingam.

A: I deny.

Time: 12.10 p.m

Taken down in open Court, read over and explained to the witness and the same is admitted by

the witness to be true and correct and signed before me.

ADDITIONAL MASTER-III