

BEFORE THE ADDITIONAL MASTER-III
HIGH COURT, MADRAS.

TOS.No.20 OF 2018

Date: 20.07.2023

Time: 12.40 P.M.

Name : Mr. C.D. Krishnamoorthy (PW1)

Age : 71 Years

Father's Name : Mr. C.P. Doraisingham

Residential Address : New No.34, Old No.22, Club Road,
Sreenivasa Nagar, Chetpet,
Chennai 600 031.

Chief Examination by Mr. C. Ramesh , Learned counsel for the Plaintiff.

Solemnly Affirmed:

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

Ex.P1 is the photocopy of the letter issued by S.Sukumar dated 28.07.1987 (The learned counsel for the 1st defendant has objected stated that it is only a photocopy) (The learned counsel for the 2nd defendant has objected stated that PW1 is not the recipient of letter dated 28.07.1987, the plaintiff has not filed any reply statement with respect to the the written statement of 1st

defendant claiming the competency of the written statement filed by the 1st defendant)

Ex.P2 is the original Will executed by Late C.P. Doraisingham dated 14.09.1994.

Ex.P3 is the certified copy of the sale deed executed by TNHB in favour of Tmt. P. Vasantha dated 08.04.1996.

Ex.P4 is the certified copy of the sale deed executed by Tmt. P. Vasantha in favour of Mr. S. Sukumar dated 22.04.1996.

Ex.P5 is the original minutes of the meeting between the testator's Advocate and legal heir of the testator, opening the sealed cover containing the Will dated 02.06.2013.

Ex.P6 is the original cover which contained the original Will.

Ex.P7 is the original legal heirship certificate of Late C.P. Doraisingham dated 08.08.2013.

Ex.P8 is the original property tax card in the name of late. C.P.

Doraisingham. (Though the original is for different year the card in the name of Doraisingham, the learned counsel for the D1 and D2 have no objection)

Time : 01.10 P.M.

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

ADDITIONAL MASTER-III

BEFORE THE ADDITIONAL MASTER-III
HIGH COURT, MADRAS.

TOS.No.20 OF 2018

Date: 07.08.2023

Time: 12.05 P.M.

Name : Mr. C.D. Krishnamoorthy (PW1)

Continuation of chief Examination by Mr. C. Ramesh , Learned counsel for the Plaintiff.

Solemnly Affirmed:

The following documents are marked as further exhibits.

Ex.P9 is the original death certificate of Jothi Doraisingham dated 17.03.1988.

Ex.P10 is the certified copy of the death certificate of C.P. Doraisingham dated 23.12.2008.

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 correct and signed before me.

ADDITIONAL MASTER-III

BEFORE THE ADDITIONAL MASTER-III
HIGH COURT, MADRAS.

TOS.No.20 OF 2018

Date: 06.10.2023

Time: 03.15 P.M.

Name : Mr. C.D. Krishnamoorthy (PW1)

Cross examination by Mr. Suresh , Learned counsel for the 1st defendant.

Solemnly Affirmed:

Q1: Is it correct that Suman Sugumar is your 3rd younger sister?

A: Yes.

Q2: (Will is shown to the witness) In the Will for the 1st attesting witness signature alone is found his name and address are not written, is it correct?

A: Yes.

Q3: (Ex.P2 is shown to the witness) Whose signature is this having no name and address?

A: I do not know.

Q4: In Ex.P2 Will it is stated that “drafted by S.B.S. Raman, Advocate”, is it correct?

A: Yes.

Q5: In your proof affidavit you have not stated who are all the witnesses, is it correct?

A: Yes.

Q6: Do you know your father's signature?

A: Yes.

Q7: In the second page of Ex.P2, Will it is written in ink as inserted “Trichy and having”. Who has written it and who has signed under it?

A: Both are in the hand writing of my father.

Q8: Is it correct that since there is a correction with pen your father signed in the second page?

A: Yes.

Q9: In page no.5 of Ex.P2 Will, it is written in ink pen "14 and September". Who has written it and under it there is no signature is found?

A: I do not know.

Q10: When did your father die?

A: In 2008.

Q11: In 1994 in the Will your father's age is mentioned as 73. is it correct?

A: Yes, it is correct.

Q12: In your father's death certificate his age is mentioned as 90. is it correct?

A: Yes.

Q13: Is it correct that in the Will it is stated that Suman Sukumar has her own flat at Anna Nagar, is it correct?

A: Yes, it is correct.

Q14: (Ex.P3 is shown to the witness) is it correct that Ex.P3 is the certified copy of the Sale Deed of Suman Sukumar or the flat purchased in Anna Nagar?

A: Yes.

Q15: Is it correct that Ex.P3 is dated 08.04.1996?

A: Yes. Witness adds: In 1985 itself allotment was ordered and Suman sukumar has been residing in the Ex.P3 mentioned property since the flat is owned by housing board 10 years later only Ex.P3 Sale deed was executed.

Q16: Have you filed the allotment letter?

A: No.

Time : 03.35 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

BEFORE THE ADDITIONAL MASTER-III
HIGH COURT, MADRAS.

TOS.No.20 OF 2018

Date: 07.11.2023

Time: 01.15 P.M.

Name : Mr. C.D. Krishnamoorthy (PW1)

Continuation of cross examination by Mr. Suresh , Learned counsel for the
1st defendant.

Solemnly Affirmed:

Q17:For how many years you know advocate Thiru.S.B.S.Raman?

A:For the past 15 to 20 years from the life time of my father itself.

Q18:Is it correct that in the will, it is not stated what are the properties given
to the defendants?

A:I do not know.

Q19:Is it correct that either in your proof affidavit or in the petition you
have not stated from where the will was taken out?

A:No. I have not stated.

Q20:Is it correct that you do not know where it was taken from?

A:Yes. I do not know.

Q21:When did you know the existence of will?

A:When I took steps to renovate my house, the builders asked me the title
deeds, hence I approached Thiru.S.B.S.Raman. He told me about the
existence of will at that time.

Q22:Is it correct that you have stated the above said facts in your proof
affidavit?

A:Yes, I have not stated.

Q23: Is it correct that your father's title deed was with you?

A: Yes.

Q24: Is it correct to renovate the house the title deed of your father is enough?

A: No. It was not enough. Thiru.S.B.S.Raman told me that will has to be probated.

Q25: Whether the original will was with you?

A: No.

Q26: I put it to you that when the original sale deed of your father was with you, you need not approach your advocate for the purpose of this case you are telling lie that you approached your advocate and he told about the existence of the will.

A: I deny. The builders told me that title to be in my name then only I can renovate the building. That was the reason why I approached advocate Thiru.S.B.S.Raman.

Q27: Is it correct that at the time of approaching the builders for renovation work did you have the death certificate and Legal Heir certificate of your father?

A: No. After that only I obtained.

Q28: According to you, you did not find out the will immediately after the death of your father?

A: Yes.

Q29: When did the existence of will come to your knowledge?

A: In 2012.

Q30: Did you give information about the existence of will to Usha Anandan's Legal Heirs?

A: Yes.

Q31: (Ex.P5 is shown to the witness). Is it correct that in Ex.P5 the legal heirs of Usha Anandan have not signed?

A: Yes. They were at UK.

Q32:Have you filed any documents to show that you have given information about the existence of will to the legal heirs of Usha Anandan.

A:The notice issued to them were returned.

Q33:Have you filed the returned covers along with the notices?

A: I do not know.

Q34:Is it correct that in the will it is stated that Suman Sugumar has owned a flat at Anna Nagar?

A:Yes.

Q35:Is it correct that the above said flat was purchased by the husband of suman sugumar on 22.04.1996?

A:Yes.Witness adds even from 1985 onwards he had started to pay the amount to Vasantha in whose name the allotment was. Only in the year 1996 sale deed was executed.

Q36:Is it correct that till date of sale deed dated 22.04.1996, Vasantha was the owner of that flat?

A:Yes.

Q37:I put it to you that till the date of sale deed dated 22.04.1996 suman sugumar and her husband were residing in that flat as tenant.

A:No. I deny. Sugumar obtained Rs.74,000 from my father for the purchase of that flat in 1985 itself.

Q38:Is it correct that you have not stated the above said facts either in your proof affidavit and in your plaint.

A:Yes. I have not stated.

Q39:I put it to you since on 14.09.1994 when the alleged will was executed the flat was not in the name of sugumar after purchasing the flat the will was created and fabricated and the will is not a genuine one.

A:I deny.

Q40:(Ex.P6 is shown to the witness). Who wrote the address particulars and other things found in Ex.P6 Cover?

A:It is in my father's Hand writing.

Q41: Is it correct that Ex.P6 cover was not filed along with the original petition filed for probate of the will?

A: Yes.

Time : 01.45 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

BEFORE THE ADDITIONAL MASTER-III
HIGH COURT, MADRAS.

TOS.No.20 OF 2018

Date: 01.12.2023

Time: 12.40 P.M.

Name : Mr. C.D. Krishnamoorthy (PW1)

Continuation of cross examination by Mr. Suresh , Learned counsel for the
1st defendant.

Solemnly Affirmed:

Q42: Have you filed any document to show that Sugumar has paid the
consideration amount in 1985 itself?

A: No.

Q43: Is it correct that to show that your father has given Rs.74,000/- to
Sugumar for purchasing that property, you have not filed any document?

A: Yes, I have not filed any document.

Q44: Is it correct that though your father died in 2008, you have given
information about the existence of the Will only in the year 2012 to all the
defendants?

A: Yes.

Q45: After giving information 3 years later only you have filed the OP?

A: Yes.

Q46: (Ex.P1 is shown to the witness) You have not stated in your proof
affidavit what happened to the original of Ex.P1?

A: Yes, I have not stated. Witness adds: original was given to the doctor in
1987 itself.

Q47: I put it to you that Ex.P1 is not in the hand writings of Sugumar and
this letter was not written by Sugumar.

A: I deny.

Q48: I put it to you that Ex.P1 is a fabricated document created for the purpose of this case that was the reason why you could not able to file the original.

A: I deny.

Q49: Where did Sugumar work while he was alive?

A: In a chemical company it was at Bombay.

Q50: I put it to you that Sugumar in 1993 itself left his job.

A: I do not know.

Q51: On 04.06.2003 Sugumar died, is it correct?

A: Yes.

Q52: At the time of Sugumar's death Suman was not doing any work?

A: Yes.

Q53: The 1st defendant Suman was residing along with her mother, is it correct?

A: Yes.

Q54: I put it to you that the 1st defendant was financially suffering and she was in critical condition therefore your father was planning to give her a share in his property but you prevented him not to give any share.

A: From 2003 onwards I was taking care of the entire family and I educated Sugumar's daughter with my cost till M.Sc.

Q55: I put it to you that you are giving false evidence that at your cost you educated Suman Sugumar's daughter.

A: I deny.

Q56: I put it to you that the Will was executed in the year 1994 and the testator died in the year 2008, in between there was ups and down in his life, you cannot say that he was in the same mind for the past 14 years.

A: I deny.

Q57: I put it to you that the testator did not execute any Will during his life

time.

A: I deny.

Q58: I put it to you that Ex.P2 Will is fabricated one by you.

A: I deny.

Q59: I put it to you that since the OP was filed highly belated the suit is liable to be dismissed.

A: I deny.

Q60: I put it to you that the 1st defendant has 1/4th share in the suit property.

A: I deny.

Q61: I put it to you that you have under valued the suit property and paid lesser duty.

A: I deny.

Time : 01.05 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

BEFORE ADDITIONAL MASTER -III
HIGH COURT, MADRAS.

TOS.No.20 OF 2018

Date: 04.01.2024

Time: 04.50 P.M.

Name : Mr. C.D. Krishnamoorthy (PW1)

Continuation of cross examination by Mr. W.M.Abdul Majeed , Learned counsel for the 2nd defendant.

Solemnly Affirmed:

Q62:What is the date of the Will for which you sought to probate?

A: I do not remember.

Q63:What is the name of the witnesses found in the Will?

A:Duraipandi.

Q64:How many witnesses signed in the Will?

A:I do not remember.

Q65:I put it to you two witnesses have signed in the Will. Can you name the other witness.

A:I do not know.

Q66:Have you stated the details of the witness in your petition?

A:No.

Q67:I put it to you when you are not aware of the names of the witnesses, then how did you state in your petition that the Will was executed in the presence of witnesses. Was it your personal knowledge?

A:When the will was opened they have read and stated that witnesses have signed.

Q68:What is the date of death of your mother Jothimathi?

A:I do not remember.

Q69:What is the date of death of your father?

A:I do not remember the date but it was in the year 2008.

Q70:What is the age of your father at the time of his death?

A:90 years.

Q71:What is the age of your father stated in the Will?

A:I do not remember.

Q72:I put it to you that his age has been stated as 73 in the will, which is a false statement.

A:I deny.

Q73:I put it to you that when your father's age at the time of his death is 90 years, his age in the year 1994 ought to have been only 76 years and not 73 years, how would you deny the same.

A:I do not remember.

Time : 05.05 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

BEFORE ADDITIONAL MASTER -III
HIGH COURT, MADRAS.

TOS.No.20 OF 2018

Date: 01.02.2024

Time: 12.30 P.M.

Name : Mr. C.D. Krishnamoorthy (PW1)

Continuation of cross examination by Mr. W.M.Abdul Majeed , Learned counsel for the 2nd defendant.

Solemnly Affirmed:

Q74:(Ex.P2 is Will is shown to the witness). Whether Ex.P2 is a registered Will?

A:No. It is unregistered Will.

Q75:How did you come to know the existence of the Ex.P2?

A:Our advocate intimated to us.

Q76:What is the name of the advocate who intimated about the existence of the Ex.P2 Will?

A:Advocate S.B.S.Raman.

Q77:Is it correct to state that the same advocate Mr.S.B.S.Raman has filed the present OP for you?

A:Yes.

Q78:(Ex.P2 is shown to the witness)Is it correct to state that the name of the same advocate Mr.S.B.S.Raman is found to be the scribe of Ex.P2?

A:Yes.

Q79:When did the said advocate informed you about the existence of the Ex.P2 Will?

A:I do not remember the date,month and year.

Q80:Who had handed over Ex.P2 Will to you?

A:Advocate Mr.S.B.S.Raman.

Q81:Do you know who had handed over Ex.P2 Will to Mr.S.B.S.Raman?

A:I do not know.

Q82:Did you enquire with Mr.S.B.S. Raman as to who had given Ex.P2 Will to him?

A:No. I did not enquire.

Q83:When did your father die?

A:In the year 2008.

Q84:Who was the advocate for your father?

A:Mr.S.B.S.Raman.

Q85:Has your father conducted any litigation?

A:No.

Q86:Has your father consulted any advocate with regard to any property?

A:I do not know.

Q87:Then, How do you say that Mr.S.B.S.Raman is your father's advocate?

A:They were member of free masons lodge and as such they were acquaintance.

Q88:Name the free masons lodge in which your father was a member?

A:Lodge Ashoka.

Q89:Name the lodge in which Mr.S.B.S.Raman was member.

A:He was also a same member of Lodge Ashoka.

Q90:Are you also member of free masons lodge.

A:Yes. I am a member of lodge mount charity.

Q91:Then, I put it to you that you too had good relationship and acquaintance with Mr.S.B.S.Raman?

A:No. I had a distance with him as I belong to different lodge.

Q92:Who were the relatives who had attended the funeral of your father?

A: Almost all the relatives attended the funerals of my father.

Q93: Did your elder sister Usha Anandan also attend the funeral?

A: No. She was at U.K. But I informed her.

Q94: How did you inform the relatives about the death of your father?

A: I had informed some of them through phone. And they would have informed others.

Q95: How many of your father's friends were informed by you?

A: I had informed some of his friends and they would have informed others.

Q96: How many persons from the friends circle and acquaintance of your father have attended his funerals and other ceremonies?

A: No one of his friends attended.

Q97: Why did not you inform to Mr.S.B.S.Raman about the death of your father?

A: He was not informed immediately. But I had informed later on.

Q98: Whether Mr.S.B.S.Raman had informed you about the existence of Ex.P2 Will when you had later on informed about the demise of your father?

A: No. He has not informed me. Because I have spoken only few words.

Q99: Would you state as to when Mr.S.B.S.Ramans was informed about the demise of your father?

A: I do not remember.

Q100: Had Mr.S.B.S.Raman told you as to why he has not revealed about the existence of Ex.P2 will for the past 7 years after the demise of your father in the year 2008?

A: No.

Q101: On what basis Mr.S.B.S.Raman who is scribe in Ex.P2 Will could have also acted as an attorney for you and filed the O.P, Please explain?

A: I do not know. It should be asked to him.

Q102: How many times did you meet Mr.S.B.S.Raman after the demise of your father?

A:One or two times.

Q103:Did not Mr.S.B.S.Raman tell you about the existence of Ex.P2 Will on those occasions?

A:No.

Q104:I put it to you that if EP2 Will have been in existence in all those occasions certainly he would have told you and since Ex.P2 Will is only a fabricated document after 7 years, you are not able to answer for the same?

A:No. I deny.

Q105:Did you ask Mr.S.B.S.Raman as to why Ex.P2 Will was never registered?

A:No. I did not ask him.

Q106:(Ex.P2 Will is shown to witness). Kindly see Ex.P2 Will and tell the court whether the words “Trichy and having” have been inserted at Page No.2?

A:Yes.

Q107:Look at Ex.P2 Will and tell the court that the ink used for inserting the above words is different from that of the ink used in the signature of C.P.Doraisingam.

A:It seems to be both are in the same ink.

Q108:Can you tell the court as to why the date in the 5th page of Ex.P2 Will has been in hand written and how can you deny that it is a insertion?

A:I deny.

Q109:Kindly explain as to what was the necessity for Mr.C.P.Doraisingam to have affixed the date in his hand writing?

A:I do not know.

Q110:Kindly explain as to why he has not affixed to signature in the insertion in page no.5 when there is a signature affixed in page no.2 at the insertion point?

A: I do not know. Mr.S.B.S.Raman alone could able to tell about the same.

Q111:Are you going to examine Mr.S.B.S.Raman?

A:No.

Q112:Could you explain why you are not going to examine Mr.S.B.S.Raman?

A:He is not doing well.

Q113:(Ex.P2 Will is shown to the witness). Who is the 1st witness found in Ex.P2 Will. Kindly reveal the name, address and other details?

A:I am not able to see it, since I have not brought my spectacles.

Q114:(Ex.P2 Will is shown to the witness). Kindly tell the court as to what is the color of the ink in which the 1st witness has signed?

A:Green

Q115:I put it to you that normally official and designated persons only could put sign in Green Ink.

A:Yes.

Q116:I put it to you that the identity of the person who has signed has not been stated in Ex.P2 Will.

A:No. Seal is affixed his name is notary Duraipandian.

Q117:(Ex.P2 Will is shown to the witness). Who is the 2nd witness?

A:I am not able to see it, since I have not brought my spectacles.

Time : 1.20 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

BEFORE THE ADDITIONAL MASTER-III
HIGH COURT, MADRAS.

TOS.No.20 OF 2018

Date: 13.02.2024

Time: 02.45 P.M.

Name : Mr. C.D. Krishnamoorthy (PW1)

Continuation of cross examination by Mr. Suresh , Learned counsel for the
1st defendant.

Solemnly Affirmed:

Q118: Is Usha Devi Anandan the eldest among your siblings?

A: Yes, She is my elder sister.

Q119: What was Mr. Anadan, husband of Usha devi doing?

A: He was a scientist in UK.

Q120: Whether Usha Devi Anandan went to stay in UK immediately after
her marriage?

A: Yes.

Q121: Is it correct to state that the children of Usha Devi Anandan were
also born in UK?

A: They were born in Bombay.

Q122: Is it correct to state that the said Usha Devi Anandan and her family
including her children were all living in UK during 1994?

A: Yes.

Q123: I put it to you that Usha Devi anandan and her family were residing
only in UK during 1994 the statement found in Ex.P2 that Usha Devi
Anandan is residing somewhere in Tamilnadu is a false statement. How do
you deny the same?

A: No, it is not wrong. At that time they stayed at Sri perumputhur when

they came to Chennai.

Q124: Have you stated so your proof affidavit or in your petition?

A: No.

Q125: Have you stated about the statement in your proof affidavit that Usha Devi Anandan used to stay also at Trichy?

A: No, I have not stated.

Q126: Are you aware of the address of the property where the said Usha Devi anandan and her family would stay at Trichy and Sri Perumputhur?

A: I do not know.

Q127: I put it to you that Usha Devi Anandan never had any property at both the places at Trichy and Sri perumputhur and she had never stayed in those places and therefore the statement made in Ex.P2 is a false statement in the Will forged by you.

A: I deny.

Q128: Can you state as to when mrs. Usha Devi Anandan and her family are living in UK?

A: I do not remember the year. She is residing there since her marriage.

Q129: What were the addresses in which Usha Devi Anandan had been living in UK since her marriage?

A: I do not know. I had a address and I had given that address to the court.

Q130: who gave you this address or from where did you get this address?

A: Mr. Anandan only gave me this address.

Q131: When did Mr. Anandan give this address to you?

A: On the opening of the Will I was asked to inform Usha Anandan, only at that time Anandan gave this address to me.

Q132: How did you inform, in what mode you informed Usha Anandan and her family about the Will?

A: I had informed through the lawyer, S.B.S Raman. Only through the court.

Q133: How did you contact Mr. Anandan at the first time?

A: Already his phone number is with me. I contacted him through phone.

Q134: Why have you not informed for two years to Usha anandan and her family till 2015, the filing of the OP when the Will was read over by your advocate as per Ex.P5 even in the year 2013 itself?

A: I have not felt that it is necessary to inform him, since it would be automatically informed by the court.

Q135: How many children are there for the said Usha Anandan?

A: Three, Revathi Anandan, Sangeetha Anandan and Vinayagamurthy Anandan.

Q136: Are you aware as to what these 3 persons are doing?

A: I do not know.

Q137: How do you state that all the three of them as well as Anandan the husband of late Usha Anandan are residing at the same address?

A: Since I contacted Vinayagam Anandan, I have given the same address as told by him.

Q138: Have you stated that you have contacted Anandan, got the details and therefore you have given the same address for all of them, either in your OP or in your proof affidavit?

A: No.

Q139: I put it to you that you have purposefully given a false address and now creating a story only for the purpose that no one from the Usha anandan's family comes and challenges the Will.

A: I deny.

Q140: Can you give the contact number of the said Anandan as claimed by you?

A: No, I cannot give. I have lost the phone.

Q141: I put it to you that since you will be exposed that you have not given the correct address to the court and now you are making up a false story.

A: I deny.

Q142: (Ex.P4 is shown to the witness) Can you state as to who is the purchaser in the sale deed in Ex.P4?

A: The purchaser is Sukumaran, husband of my younger sister Suman.

Q143: Can you state as to what is the date of the sale deed, Ex.P4?

A: The date of the sale deed is 22.04.1996.

Q144: When Ex.P4 makes your brother-in-law the owner of the property only on 22.04.1996, how can this fact of he being the owner is found in Ex.P2, which is dated 14.09.1994?

A: In 1985, Sukumaran came to my father and demanded money for purchasing that property. Since the property is government property, as per rule after 10 years only sale deed can be executed.

Q145: Can you find from the Will and state as to whether the above statement has been made by your father in Ex.P2?

A: No such statement is there. That is reason why my father has stated that my sister Suman Sukumaran is well settled.

Q146: How do you deny when the vendor in Ex.P4 Vasantha has herself purchased the property only in Ex.P3 which is dated 08.04.1996 that the story now stated by you that your father had given money even in 1985 to Sukumaran and therefore he has stated that he purchased a flat in 1994 itself, is a fictitious story to support your fabricated Will in Ex.P2.

A: Already the property was under mutual understanding came to the possession of Sukumaran, he conducted Gragapravesam in 1985 itself and his daughter was born in that house only. The registration of sale deed was only taken place in 1996.

Q147: I put it to you that you are giving out this false story for the first time to the court to save your forged Will, Ex.P2.

A: I deny.

Q148: When did your third sister Kishori's husband Gopalakrishnan die?

A: I do not remember the year. He died in a train accident.

Q149: How many children your widow sister Kishori Gopalakirshnan had at the time of her husband's death?

A: A.G. Chandra sekaran and A.G. Hemanathan.

Q150: What was the age of the above two children at the time of the death of their father?

A: Chandra sekaran was aged about 3 years and Hemanathan was aged about 1 year.

Q151: Would you deny that Kishori's husband Gopalakrishnan died in the year 1984?

A: Yes.

Q152: Therefore could you accept the fact that both the children were aged only 13 and 11 respectively in the year 1994, were minors and were dependents .

A: Yes. I was supporting them.

Q153: How were you supporting them?

A: I was financially helping them.

Q154: Where were you working in 1994 on before that?

A: I was a sale executive at Premier Industries.

Q155: How would you deny the fact that it is found in Ex.P2 that you have no higher education and was only a sales assistant.

A: I studied later on and grown up in my rank and stature.

Q156: What is your qualification?

A: Diploma in Mechanical Engineering in India Society of Engineers.

Q157: When did you acquire this qualification?

A: I do not remember.

Q158: Can you produce those educational certificates before this court now?

A: All my educational certificates were washed away due to rain.

Q159: Can you specifically state in which year those certificates were washed away?

A: I do not remember.

Q160: What was the salary drawn by you in the year 1994?

A: I was drawing Rs.2000/- as salary.

Q161: Is it that you have been taking care of your family as well as Kishori's family with this salary of Rs.2000/-?

A: Kishori was employed at Hindustan photo films further her mother-in-law and father-in-law was also well to do and they were also with her. I have given moral support.

Q162: How would you deny the fact that both the sons of Kishori were brought up only by C.P. Durai singam?

A: I do not deny it. They were in our house for sometimes and they would go to their grand parents house for sometimes.

Q163: How do you deny that only due to the insistence of your wife Jayanthi, Kishori could not reside along with her father?

A: I deny. She did not say like that. She is a soft natured woman.

Q164: How do you deny that only because of your wife's problem, C.P. Durai singam was particular in upbringing the two children of Kishori after she become widow?

A: I deny. The children of Kishori were with us and they studied in Loyola college, I took care of their college studies.

Q165: When did Kishori's father-in-law Dheenadayalan die?

A: I do not remember.

Q166: I put it to you that the said Dheenadayalan died after Ex.P2, and properties for the share of Kishori through her husband also came to her only after Ex.P2.

A: I deny.

Q167: I put it to you that events subsequent to Ex.P2 are found in Ex.P2 and as such Ex.P2 is a fabricated document.

A: I deny.

Q168: I put it to you that the degree of slanting for the signature at page no.5 of C.P. Durai singam varies with the degree of slanting with the other signatures found in other pages.

A: I deny.

Q169: I put it to you that the initial and the first letter D found in the signature at page no.5 is clearly different from that of the signatures found in other pages.

A: I do not know.

Q170: Have you stated about the details, name and description as to who are all the attesting witnesses in Ex.P2, in your OP or in your proof affidavit.

A: I do not know.

Q171: I put it to you that you have only filed the affidavit of one of the attesting witness contrary to the procedure and as such the numbering of the OP itself is bad.

A: I deny.

Time : 04.20 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