



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 03-09-2026

CORAM

THE HON'BLE DR.JUSTICE A.D.MARIA CLETE

OP No. 161 of 2025

Kamal Prasanna
D/o. T.Prasannan,
Door No.44, Atlantis, PH Road,
Goparasanallur, Poonamallee,
Tiruvallur, Tamil Nadu 600 056.

..Petitioner(s)

Vs

1. Kasthuri
W/o. T.Prasannan,
Door No.6/92B,
Opp. To Partasarathi Temple cape Road,
Thuckalay, Kanyakumari District
Tamil Nadu 629 175.

2. Rajesh Prasanna
S/o. T.Prasannan,
Door No.6/92B,
Opp. To Partasarathi Temple
Cape Road,
Thuckalay, Kanyakumari District,
Tamil Nadu 629 175.

..Respondent(s)

PRAYER – Original Petition filed under Sections 372 and 300 of the Indian Succession Act read with Order XXV Rule 6 of O.S. Rules, to grant Succession Certificate to the petitioner herein with the powers to collect the debts and to receive the interest and dividends on and negotiate and transfer the Securities specified in the Schedule hereto. Net amount of Rs.16,15,660/- Suc duty of Rs.25,000/- paid on 03.10.2024.



For Petitioner(s): Mr. Puhazh Gandhi

For Respondent(s): No appearance

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ORDER

This Original Petition has been filed under Section 372 of the Indian Succession Act, 1925, read with Order XXV Rule 6 of the Original Side Rules, seeking Succession Certificate in favour of the petitioner, in respect of the securities standing in the name of late T.Prasannan, with power to collect the securities and to receive the interest and dividends on and negotiate and transfer the securities specified in the schedule hereto.

2. It is the case of the petitioner that the deceased T.Prasannan was ordinarily residing at Door No.6/92-B, Prasannan Compound, Kollan Villai, Thakkalai, Kanyakumari District. The deceased T.Prasannan died on 09.10.2014 at Tiruchirappalli. According to the petitioner, he died intestate and, despite due and diligent search, no Will was found.

3. The 1st respondent is the wife of the deceased. The 2nd respondent is his son. The petitioner is his daughter. The petitioner has stated that Mrs.Kasthuri, Mr.Rajesh Prasanna and herself are the surviving legal heirs of the deceased. The deceased held 200 shares in Neuland Laboratories Limited under Folio No.0006605. The Succession Certificate is sought for collecting, receiving,



negotiating and transferring the said securities and for receiving the interest, dividends and other accretions payable thereon.

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4. The securities are more fully described in the schedule to the petition. The 200 shares in Neuland Laboratories Limited under Folio No.0006605 were valued at Rs.16,15,660/- as on the date of the petition. The petitioner has stated that there is no impediment under Section 370 of the Indian Succession Act, 1925, or under any other provision of law, for grant of Succession Certificate and that no other proceeding for probate, Letters of Administration or Succession Certificate in respect of the said securities is pending before any Court.

5. The petitioner has relied upon the affidavit-cum-declaration (No Objection Certificate/Family Settlement) dated 12.07.2023, executed by the respondents 1 and 2, whereby they relinquished their claims over the scheduled securities in favour of the petitioner. The respondents have also filed consent affidavits stating that they have no objection to the Succession Certificate being issued in favour of the petitioner.

6. Before the Learned Masters, the petitioner, who was examined as P.W.1, has marked the documents on the petitioner's side. Ex.P1 is the original death



certificate of T.Prasannan; Ex.P2 is the original legal heirship certificate of Prasanna; Ex.P3 is the photocopy of the Form ISR-4, requesting for issuance of duplicate certificate and other service requests, standing in the name of P.Kamal Prasanna; Ex.P4 is the photocopy of the Form ISR-2, confirming the signature of securities holder by the banker, standing in the name of P.Kamal Prasanna; Ex.P5 is the photocopy of the affidavit dated 24.06.2023 executed by Rajesh Prasanna; Ex.P6 is the photocopy of the affidavit dated 24.06.2023 executed by Kamal Prasanna; Ex.P7 is the photocopy of the affidavit-cum-declaration (NOC) (family settlement) dated 12.07.2023 executed by (1) Kasthuri Prasannan, (2) Rajesh Prasanna and (3) Kamal Prasanna; Ex.P8 is the photocopy of the letter dated 25.08.2023 sent by M/s.Kfin Technologies Limited to P.Kamal Prasanna; Ex.P9 is the photocopy of Annexure C-ISR5 dated 08.07.2023; Ex.P10 is the photocopy of the cheque dated 28.07.2021 of T.Prasannan along with the letters from Neuland Laboratories Limited and Ex.P11 is the copy of the paper publication effected in one issue of Tamil daily “Makkal Kural” dated 06.11.2025.

7. There is no rival claimant before this Court. This Court is satisfied, from the pleadings, oral evidence and documents, that the late T.Prasannan died on 09.10.2014; and that the petitioner and respondents are his surviving legal heirs. For processing the share claim in Neuland Laboratories Limited specified in the schedule hereto, the petitioner has made out a case for the grant of a Succession



Certificate. There is no legal impediment under Section 370 of the Indian Succession Act, 1925, to the grant of the certificate.

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8. Accordingly, this Original Petition is allowed. A Succession Certificate shall be granted in favour of the petitioner viz., **Kamal Prasanna**, empowering him to collect the securities together with accrued interest and other accretions, if any, with power to collect the debts and to receive the interest and dividends on and negotiate and for terminal benefits, if any, specified in the Schedule, as applicable till the date of withdrawal, is issued. No costs.

03-09-2026

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**List of witnesses examined on the side of the petitioner:**

P.W.1 –Kamal Prasanna

List of documents marked on the side of the petitioners:

Ex.P1	original death certificate of T.Prasannan.
Ex.P2	original legal heirship certificate of Prasanna;
Ex.P3	photocopy of the Form ISR-4, requesting for issuance of duplicate certificate and other service requests, standing in the name of P.Kamal Prasanna;
Ex.P4	photocopy of the Form ISR-2, confirming the signature of securities holder by the banker, standing in the name of P.Kamal Prasanna;
Ex.P5	the photocopy of the affidavit dated 24.06.2023 executed by Rajesh Prasanna;
Ex.P6	the photocopy of the affidavit dated 24.06.2023 executed by Kamal Prasanna;
Ex.P7	the photocopy of the affidavit-cum-declaration (NOC) (family settlement) dated 12.07.2023 executed by (1) Kasthuri Prasannan, (2) Rajesh Prasanna and (3) Kamal Prasanna;
Ex.P8	the photocopy of the letter dated 25.08.2023 sent by M/s.Kfin Technologies Limited to P.Kamal Prasanna;
Ex.P9	the photocopy of Annexure C-ISR5 dated 08.07.2023;
Ex.P10	the photocopy of the cheque dated 28.07.2021 of T.Prasannan along with the letters from Neuland Laboratories Limited.
Ex.P11	the copy of the paper publication effected in one issue of Tamil daily “Makkal Kural” dated 06.11.2025.

List of Witnesses examined on the side of the respondents: Nil**List of Documents marked on the side of the respondents: Nil****03.09.2026**

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DR.A.D.MARIA CLETE J.

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