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Order QR

O.P. No. 528 of 2025

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 18-09-2026

CORAM

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

OP No. 528 of 2025

CNR: {HCMA011157042025}



Swaminathan M
S/o. Late S.Mahadevan,
Block 10, Door No.1114,
Moggapair East, Mogappair,
Tiruvallur, Tamil Nadu 600 037.

..Petitioner(s)

Vs

1. Usha Mahadevan
W/o. Late S.Mahadevan,
No.34, Block A, Vasanth Apartment,
Mundakanni Amman Kovil Street,
Munda Kanni Amman Kovil Railway Station,
Mylapore Chennai 600 004.
2. Yogesh Krishnan. M
S/o. Late S.Mahadevan,
No.34, Block A, Vasanth Apartment,
Mundakanni Amman Kovil Street,
Mylapore, Chennai 600 004.

..Respondent(s)

PRAYER: That a succession Certificate may be granted to the petitioner with power 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.22,20,220/- Suc duty of Rs.25,000/- paid on 06.08.2025

For Petitioner(s):

M/s.E.Hariharan



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V.Prveen Kumar
Pln Associates

WEB COPY For Respondent(s):

M/s.Kevin Sagaya Luzarus
A.S.Jayaharini
For R1 And R2
Filed Vak And Cons Afft On 12.01.2026
(D.Nos.1386 To 1389/2026)
Aos Filed Dno: 6529,dt: 23/02/2026

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This petition has been filed praying that a succession Certificate may be granted to the petitioner with power to collect the debts and to receive the interest and dividends on and negotiate and transfer the securities specified in the Schedule hereto.

2. The petitioner is the elder son of the deceased and the 1st respondent is the wife and the second respondent is the younger son of the deceased. The deceased died intestate and out of diligent search, it is stated that no Will has been found. The deceased left behind 620 equity shares of the Hero Motocorp. Ltd., the present market value of which is Rs.22,20,220/-. It is stated that the petitioners are the only surviving Class I legal heirs and has filed legal heirship certificate to that effect and thus sought for allowing this petition.



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3. It is seen from the records that the first and second respondents were served on 18.11.2025 and they have also filed their consent affidavits respectively. General paper publication was ordered on 29.01.2026 before the Master's court and since no objection has been raised, the matter has been placed before this Court and on 18.03.2026, this case was sent to learned Master for recording evidence. Accordingly, on 12.08.2026, the petitioner examined himself as PW1 and marked Ex.P.1 to Ex.P.7.

4. Heard the learned counsel for both sides and perused the materials available on record.

5. In light of the pleadings, the evidence of P.W.1, the documents produced, the completion of publication and service, this Court is satisfied that the petitioner is entitled to the succession certificate sought.

6. Accordingly, this Original Petition is ordered. Let a succession certificate be issued in favour of the petitioners with power to collect the debts/securities, receive interest and dividends thereon, and negotiate and transfer the securities described



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in the schedule to the petition, namely 620 equity shares bearing Folio

No.HML0031437 and bearing Share Certificate Nos. 508108 & 525173

respectively, and for terminal benefits, if any, specified in the Schedule, as

applicable till the date of withdrawal, is issued, subject to the petitioner complying

with all usual formalities and requirements of the Registry. There shall be no order

as to costs. Consequently, connected applications, if any, stand closed.

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Index: Yes/No

Speaking/Non-speaking order

Neutral Citation: Yes/No

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List of witnesses examined on the side of the petitioner:

PW1 – M.Swaminathan.

List of documents marked on the side of the petitioner:

Ex.P.1 is the photocopy of the share certificate of Hero Honda Motors Limited bearing certificate No.31618 standing in the name of S.Mahadevan (compared with the original)

Ex.P.2 is the photocopy of the death certificate of Mahadevan S. (compared with the original)

Ex.P.3 is the computer generated legal heirship certificate of S.Mahadevan.

Ex.P.4 is the photocopy of the share certificate of Kfin Technologies Limited dated 06.07.2023 addressed to M.Swaminathan (compared with the original)

Ex.P.5 is the photocopy of the share certificate of Kfin Technologies Limited dated 24.02.2025 addressed to M.Swaminathan (compared with the original)

Ex.P.6 is the copy of the paper publication effected in one issue in tamil daily “Makkal Kural” dated 19.02.2026.

Ex.P.7 is the certificate filed under Section 63(4)(c) of BSA for electronic documents.

List of witnesses examined on the side of the respondents: Nil

List of documents marked on the side of the respondents: Nil

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DR.A.D.MARIA CLETE, J.

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