

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 10-09-2026

CORAM

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

OP No. 676 of 2025

WEB COPY

1. Mymoon
W/o. K.Ahamed Hussain,
3/193, Bismillah Nagar 2nd Street,
Vettuvankeni, Chennai 600 115.
2. M.Jameela Banu
W/o. Muhammed Iqbal and
D/o.K.Ahamed Hussain,
No.3/197-1, Bismillah Nagar 3rd Street,
Vettuvankeni, Chennai 600 115.
3. Azeemabanu Syed Mohamed Buhari
W/o. Syed Mohamed Buhari
and D/o. K.Ahamed Hussain,
3/192A, Bismillah Nagar 1st Street,
Vettuvankeni, Chennai 600 115.

..Petitioner(s)

Vs

No Respondent
Nil

..Respondent(s)

PRAYER – Original Petition filed under Section 372 of the Indian Succession Act, 1925 read with Order XXV Rule 6 of O.S. Rules, that a Succession Certificate may be granted to the petitioners herein 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.32,20,660.29 Suc duty of Rs.25,000/- paid on 04.03.2025.

For Petitioner(s):

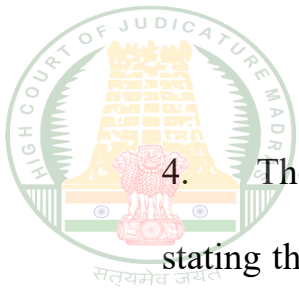
Mr.K.M.Mohamed Rafi

**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 grant of a Succession Certificate in respect of the debt due to the estate of late K. Ahamed Hussain.

2. The case of the petitioners is that the first petitioner is the wife and the second and third petitioners are the daughters of late K. Ahamed Hussain, who died intestate on 10.05.2015. It is stated that the parents of the deceased had predeceased him and that he had no brothers or sisters. According to the petitioners, they are the only surviving legal heirs of the deceased. The Legal Heirship Certificate dated 06.08.2015 also reflects the names of the petitioners as the legal heirs of the deceased.

3. The deceased was employed in the Public Works Department, Government of Tamil Nadu, and retired from service on 31.10.2006. He was maintaining S.B. Account No.10031681126 with the State Bank of India, PWD Complex Branch, Chepauk, Chennai. On the first petitioner approaching the Bank for release of the amount lying to the credit of the deceased, the Bank, by its communication dated 20.07.2024, required production of a Succession Certificate. The amount stated to be lying in the said account is Rs.32,20,660.29/-.



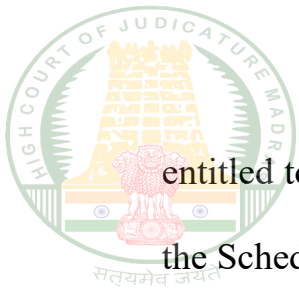
4. The second and third petitioners have filed separate consent affidavits stating that they have no objection to the Succession Certificate being issued in favour of the first petitioner, their mother.

5. General paper publication was ordered. Accordingly, publication was effected in the Tamil daily “Dina Kural” on 10.03.2026. The learned Master, by order dated 30.03.2026, has recorded that the publication was duly effected and that, when objections were called for in open Court, no objection was raised.

6. The first petitioner examined herself as P.W.1 and marked Exs.P1 to P9, namely, the Death Certificate, Legal Heirship Certificate, Pension Payment Order, Bank Passbook of the deceased, letter issued by the State Bank of India, passbook of the first petitioner and Aadhaar Cards of the petitioners.

7. On considering the oral and documentary evidence establishes the death of K. Ahamed Hussain, the relationship of the petitioners with the deceased and the existence of the debt in respect of which the Succession Certificate is sought. There is no rival claimant before this Court and no objection has been received pursuant to the general publication.

8. In view of the consent affidavits filed by the second and third petitioners and there being no objection, this Court is satisfied that the first petitioner is



entitled to the grant of Succession Certificate in respect of the debt described in the Schedule to the petition.

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9. Accordingly, this Original Petition is allowed. A Succession Certificate shall be issued in favour of the first petitioner, **Mrs. Mymoon**, in respect of the amount of Rs.32,20,660.29/- (Rupees Thirty Two Lakhs Twenty Thousand Six Hundred and Sixty and Twenty Nine Paise only) lying to the credit of late K.Ahamed Hussain in S.B. Account No.10031681126 maintained with the State Bank of India, PWD Complex Branch, Chepauk, Chennai, together with interest and other accretions, if any, accrued thereon, upon compliance with the requisite formalities. The first petitioner shall be entitled to collect and give valid discharge in respect of the aforesaid debt. No costs.

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GSA

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

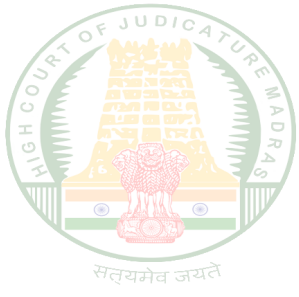
P.W.1 –Mymoon

List of documents marked on the side of the petitioner:

Ex.P1	Photocopy of the death certificate of Mr.Ahmed Hussain who died on 10.05.2015 (original is produced, compared and returned to the petitioner's counsel).
Ex.P2	Photocopy of the legal heir certificate of Mr.Ahmed Hussain issued on 06.08.2015.
Ex.P3	Photocopy of the pension payment order dated 19.10.2006 (original is produced, compared and returned to the petitioner's counsel).
Ex.P4	Photocopy of the bank passbook of State Bank of India of Mr.K.Ahamed Hussain.
Ex.P5	Photocopy of the letter issued by State Bank of India dated 20.07.2024.
Ex.P6	Photocopy of the savings bank passbook of Mrs.Mymoon (Original is produced, compared and returned to the petitioner's counsel)
Ex.P7	Photocopy of the Aadhaar Card of the 1 st petitioner (Original is produced, compared and returned to the petitioner's counsel)
Ex.P8	Photocopy of the Aadhaar Card of the 2 nd petitioner (Original is produced, compared and returned to the petitioner's counsel)
Ex.P9	Photocopy of the Aadhaar Card of the 3 rd petitioner (Original is produced, compared and returned to the petitioner's counsel)

List of Witnesses examined on the side of the respondents: Nil**List of Documents marked on the side of the respondents: Nil****10.09.2026**

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DR.A.D.MARIA CLETE J.

GSA

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