

IN THE COURT OF THE SENIOR CIVIL JUDGE, GOOTY

Present: Sri M.Hari Narayana, Senior Civil Judge, GootyFriday, this the 03rd day of January, 2020**S.O.P.No.01 of 2019****Between:-**

P.Padmavathi

...**Petitioner****And**

-NIL-

...**Respondent**

This petition has come up for final hearing before me in the presence of Sri G.Vankata Reddy and G.Sreekanth Reddy, Advocates for the petitioners and the nil respondent, and the matter having stood over for consideration till this day, and this court made the following:

ORDER

1. The petitioner in this petition seeks Succession Certificate to enable her to receive the amount as mentioned in the petition schedule and for other orders.
2. The case of the petitioner is that one Itigouni Sujatha alias Sujathamma is her sister-in-law being wife of his elder brother, that during her life time she opened the following accounts with the Yadiki Post office.

1.	Amount due under MIS with Account No.5231426515:	Rs.51,000-00
2.	Amount due under MIS with Account No.5231432125:	Rs.1,50,000-00
3.	Amount due under R.D.with Account No.5230369518:	Rs.30,600-00
4.	Amount due under MIS with Account No.5230541943:	Rs.54,500-00
	Total Amount:	Rs.2,86,100-00

That her sister-in-law nominated her husband Siva Prasad as nominee to receive the amounts and while so, on 29.4.2018 her sister-in-law, her brother/Siva Prasad i.e husband of her sister-in-law, and their son by name Sai were met with an accident and in the said accident they all died and a case in Cr.No.140/2018 of Pullampeta P.S. was registered, that she

being the Class-II heir is entitled to receive the amounts standing in the name of her sister-in-law Sujatha @ Sujathamma.

2. Publication was made and none made appearance opposing the claim of the petitioner.

3. The petitioner examined herself as P.W.1 and got exhibited 8 documents as Exs.P.1 to P.8. None were examined opposing the claim of the petitioner.

4. Heard the learned counsel for the petitioner.

5. Now the point for consideration is:

Whether the petitioner is entitled to have succession certificate to receive the schedule mentioned amounts as prayed for or not?

The case of the petitioner is that one Itigouni Sujatha @ Sujathamma, is her sister-in-law, that her sister-in-law, her brother Siva Prasad i.e husband of her sister-in-law, and their son by name Sai died in an accident and a case in Cr.No.140/2018 was registered by the Pullampeta P.S, that in relation to the said accident five documents got exhibited as Exs.P.1 to P.5. A perusal of Exs.P.1 to P.5 indicates that the elder brother and sister-in-law of the petitioner and their son died in an accident. Ex.P.7 the family member certificate clearly indicates that the petitioner is only legal heir of the said Sujatha @ Sujathamma. Thus, the petitioner made out sufficient grounds and reasons to show that she is the only Class -II legal heir to receive the amounts standing in the name of Sujathamma. Hence, it is held that the petitioner is entitled to receive the petition schedule amounts.

6. In the result, the petition is allowed granting succession certificate to the petitioner being legal heir of late Itigouni Sujatha alias Sujathamma, to receive the amounts as mentioned in the petition schedule. No costs.

Typed to my dictation by the Stenographer Grade-II, corrected and pronounced by me in open court, this the 03rd day of January, 2020.

**Senior Civil Judge
Gooty**

Appendix of evidence
Witnesses examined for

Petitioner**Respondent**

P.W.1: P.Padmavathi

-None-

Exhibits marked on behalf of the Petitioners

Ex.P.1: Attested copy of FIR in Cr.No.140/2018 of Pullampeta P.S.

Ex.P.2: Attested copy of inquest report of Sujatha dt.30.4.2018

Ex.P.3: Attested copy of original Death certificate of Sujatha

Ex.P.4: Original Death certificate of I.Siva Prasad Gowd

Ex.P.5: Original Death certificate of I.Sainath Gowd

Ex.P.6: Legal notice issued to Post Master

Ex.P.7: Family member certificate

Ex.P.8: 5 documents submitted by the Postal Authorities

Exhibits marked on behalf of the Respondent

-NIL-

Sr.C.J.