

15/7/15

Today is fixed for exparte hearing.

Applicant files hazira.

The applicant Rukmani Lama is examined as P.W. 1 and is discharged. On prayer evidence is closed.

The following documents are marked as exhibits:

Exhibit 1 - Death certificate of Soning Lama.

Exhibit 2 - Savings passbook of Soning Lama.

Exhibit 3 - Voter card of the applicant.

Exhibit 4 - Paper publication.

Now the case record is taken up for passing exparte order.

This is an application for grant of succession certificate in respect of Savings account of the deceased being A/C no. 10850758675 amounting to ₹6,19,114.06/- (Rupees Six Lacs Nineteen Thousand One Hundred Fourteen and Six paisa under section 372 of the Indian Succession Act, 1925.

The applicant of this case is Smt. Rukmani Lama and the fact of the case in short is that the deceased Soning Lama was the husband of the applicant who died on 20/6/2013 at Army Hospital, New Delhi and the deceased Soning Lama at the time of his death was a resident within the jurisdiction of this court and the said deceased died leaving behind wife Rukmani Lama (applicant of this case) and son Vardan Lama (son). The deceased Soning Lama was a retired Major in Army and he at the time of his death left behind a sum of ₹6,19,114.06/- being his Savings Bank Deposit at State Bank of India, Kurseong Branch in A/C no. 10850758675 and the applicant has filed this instant application and the other legal heir has got no objection regarding this and the deceased was Buddhist governed by Hindu Law and had left no will and no application has been made in any court for grant of Letter of Administration except this instant application.

Hence this case has been filed by the applicant to grant of succession certificate in her favour to withdraw the debts as mentioned in the schedule of the application.

In order to prove the case the applicant has been examined as P.W. 1 and certain documents are marked as exhibits which are stated at the top of this order.

From the evidences on record as well as the documents filed by the applicant, this court finds that the deceased had expired as stated by the applicant and exhibit 1 shows the same. Moreover exhibit 2 shows about the amount of money left in the Savings Account of the deceased at State Bank of India, Kurseong Branch. This court further finds that no body appeared before this court and filed any objection with regard to the application as filed by the applicant and so the evidence and documents as filed by the applicant remained

unchallenged.

In the result the application succeeds.

C.F. paid prior to the issuance of the succession certificate. Civil clerk to do the needful and to check whether proper C.F. had been paid or not.

Hence it is

O R D E R E D

That the application be and the same is decreed exparte without any order as to costs.

The succession certificate is therefore granted to the applicant namely Smt . Rukmani Lama to withdraw the amount of money as stated in the schedule of the application of the deceased Soning Lama.

D/c by me: