

Misc. (S/C) Case No.16/2020

08.02.2021

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The petitioner is represented.

This is an application filed by petitioner Mrs. Merilla D. Sangma, u/s 372 of the Indian Succession Act, praying for granting a succession certificate to her in respect of the debts and securities left by her deceased husband late Slanson K. Sangma, mentioned in the schedule of the petition, on the ground, inter alia, that her husband died on 14.06.2020 at his residence at Village Bakrapur, P.O. Damra, P.S. Dudhnoi, District Goalpara, leaving behind the petitioner as his widow and two sons, namely - Willbert D. Sangma and Silbat D. Sangma, who have been made Opp. Parties in this proceeding, as his legal heirs. It is stated that the deceased left no will or other testament in respect of the properties mentioned in the schedule of the petition.

Perused the case record from which it appears that notices were properly served. The other legal heirs of the deceased have filed a joint written statement stating that they have no objection if the succession certificate is issued in the name of the petitioner i.e. their mother.

Further, in support of her prayer, the petitioner has also adduced her examination-in-chief on affidavit. She has also submitted a photocopy of death certificate of her deceased husband (compared with original).

I have heard the learned counsel for the petitioner ex-parte. I have also perused the death certificate of the

deceased.

On perusal of the materials on record including the contents made in the petition, evidence of the petitioner on affidavit and the death certificate of the deceased, this court finds that there is no impediment in allowing the prayer of the petitioner as prayed for.

In view of the above, it is directed that a succession certificate be issued in favour of petitioner Mrs. Merilla D. Sangma, W/o late Slanson K. Sangma, Village Bakrapur, P.O. Damra, P.S. Dudhnoi, Dist. Goalpara, Assam in respect of the debts and securities left by her deceased husband late Slanson K. Sangma which have been specifically described in the schedule of the petition on payment of requisite court fees.

The Misc. Case is disposed of accordingly.

District Judge
Goalpara