

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 09.12.2016

CORAM

THE HON'BLE MR. JUSTICE **P.VELMURUGAN**

C.S.NO.322 OF 2006

1. P.Cheran, Proprietor
Dream Theatres
2. PA.Shanmugam
Proprietor, Cirussti

... Plaintiffs

Vs

1. Dr.K.A.Gunasekaran
2. Sabesh Murali
3. D.Jeyamoorthy
4. S.A.Perumal

... Defendants

Plaint filed under Order IV Rule (1) O.S. Rules read section 55 and 62 of the Indian Copy right Act 1957 with following prayers.

(a) declaring the plaintiffs copyright in the song Ae Aakati Aakati and the plaintiffs right to use the same in its Tamil picture THAVAMAI THAVAMIRUNDU .

(b) for a permanent injunction restraining the 1st defendant, his men, agents, servants or any other person under him from in any manner interfering with the plaintiffs' copyright in the song Ae Aakati Aakati and using the same in its Tamil picture THAVAMAI THAVAMIRUNDU.

(c) directing the 1st defendant to pay the plaintiffs a sum of Rs.25,00,000/- towards damages for picturisation of the song, loss of

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reputation, loss caused due to delay in the release of the picture due to the conduct of the 1st defendant.

(d) directing the 1st defendant to pay the costs of the suit.

For Plaintiffs : Mr.K.Harishankar

For Defendants : Mr.S.Veeraraghavan for D1
Mr.Subburam for D4

JUDGMENT

The learned counsel appearing for the plaintiff has made an endorsement seeking permission to withdraw the suit.

2. Recording the endorsement made, this suit is dismissed as withdrawn.

No costs.

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