

A.S. No. 1051 of 2012

N. KIRUBAKARAN,J.

This matter has been listed under the caption “For Being Mentioned” to clarify the order dated 18.08.2017 by which the Appeal Suit was disposed of in terms of the Memo of Compromise dated 11.08.2017.

2. Heard the learned counsel on either side.

3. As rightly pointed out by Mr.S. Udayakumar, learned counsel for the appellant, as per clause 5 of the Memo of Compromise dated 11.08.2017, the parties had agreed to claim refund of court-fee. Even otherwise, as the matter was settled between the parties, the parties are entitled to refund of Court-fee. Hence, the court-fee paid in the counter-claim in the original suit before the City Civil Court has to be refunded by the City Civil Court to the defendant/counter claimant before the said Court and the entire court-fee in the Appeal Suit has to be refunded to the appellant by the Registry of this Court.

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06.04.2018

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(Note to Office: Issue order copy
by next week)

N. KIRUBAKARAN,J.

nv



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