

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED 16.03.2017

CORAM

THE HONOURABLE Mr.JUSTICE P.KALAIYARASAN

Tr.C.S.No.445 of 2006

Rajeshwari Ramakrishnan

... Plaintiffs

Vs

1.K.C.P.Sugars and Industries Corporation Ltd.
Rep. by its Director

2.Irmgard Velagapudi M.Rao

3.V.Kiran Rao

4.K.A.Rangasamy

5.P.Subramani

6.Ranvir Shah

7.Vinod R.Sethi

8.Prathap K.Moturi

9.P.Sudhir Rao

10.Vithal Rajan

... Defendants

Plaint filed under Order VII Rule 1 of The Code of Civil Procedure, 1908
praying to pass a Judgment and Decree

[a] declaring that the Meeting of the Board of Directors of the
1st defendant Company purported to have been held on 27th October 2005 is not
a validly convened Board Meeting and that all proceedings, Resolutions and
Decisions taken at the Meeting are bad, invalid, illegal and not binding on the
1st defendant Company;

[b] granting a consequential permanent injunction restraining the
1st defendant Company from implementing or giving effect to any of the

Resolutions purported to have been passed at the Board Meeting on 27th October 2005;

[c] declaring that the Resolution purported to have been passed at the Board Meeting on 27th October 2005 relieving the Plaintiff from the Office of Director of the 1st defendant Company without the approval of the General Meeting is malafide, invalid and illegal;

[d] granting permanent injunction restraining the 1st defendant Company and its Directors, Offices and Staff from preventing or interfering in any manner with the functioning of the Plaintiff as Director of the 1st defendant Company and from holding any Meeting of the Board of Directors of the 1st defendant Company except under the Chairmanship of the plaintiff, unless the plaintiff is not present at such Meeting; and

[e] granting plaintiffs the costs of the suit.

For Plaintiff : Mr.G.RM.Palaniappan
For Defendants : Mr.A.Govindasamy
for D1 & D2

J U D G M E N T

Learned counsel for the plaintiff seeks permission of this Court to withdraw this Suit and he has also made an endorsement to that effect.

2. In view of the endorsement made by the learned counsel for the plaintiff, this Suit is dismissed as withdrawn. No costs.

16.03.2017

gya

P.KALAIYARASAN, J.

gya

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