



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 19.09.2017

CORAM

THE HONOURABLE MRS.JUSTICE J.NISHA BANU

C.M.S.A(MD)Nos.45 and 31 of 2011

and

M.P. (MD)No.2 of 2011

C.M.S.A(MD)No.45 of 2011

R.Sekar ...Appellant Appellant/Respondent/Petitioner

Vs.

Pathmajothi ...Respondent/Respondent/Petitioner/Respondent

C.M.S.A(MD)No.31 of 2011

Padmajothi ...Appellant /Respondent/Respondent

Vs.

R.Sekar ...Respondent/Appellant/Petitioner

PRAYER in C.M.S.A(MD)No.45 of 2011:- Civil Miscellaneous Second Appeal filed under Section 28 of Hindu Marriage Act read with Section 100 of Civil Procedure Code, against the Judgment Decree passed in H.M.C.M.A.No.6 of 2010 dated 16.11.2010 on the file of the Additional District Court (Fast Track Court), Virudhunagar, by confirming the Judgment and Decree passed in I.A.No.62 of 2005 in H.M.O.P.No.45 of 2003 on the file of the Sub Court, Virudhunagar.

For Appellant :Mr.D.Shanmugaraja Sethupathi

For Respondent :Mr.Lakshmi Gopinathan

PRAYER in C.M.S.A(MD)No.31 of 2011:- Civil Miscellaneous Second Appeal filed under Section 28 of Hindu Marriage Act read with Section 100 of Civil Procedure Code, against the Judgment Decree dated 16.11.2010 passed in H.M.C.M.A.No.4 of 2009 on the file of the learned Additional District Judge (FTC), Virudhunagar by reversing the Judgment and Decree dated 11.11.2008 passed in H.M.O.P.No.45 of 2003 by the learned Subordinate Judge, Virudhunagar.



For Appellant

:Mr.Lakshmi Gopinathan

For Respondent

:Mr.D.Shanmugaraja Sethupathi

WEB COPY

COMMON JUDGMENT

C.M.S.A(MD)No.45 of 2011 has been filed by the appellant against the Judgment Decree passed in H.M.C.M.A.No.6 of 2010 dated 16.11.2010 on the file of the Additional District Court (Fast Track Court), Virudhunagar, by confirming the Judgment and Decree passed in I.A.No.62 of 2005 in H.M.O.P.No.45 of 2003 on the file of the Sub Court, Virudhunagar.

2. C.M.S.A(MD)No.31 of 2011 has been filed by the appellant against the Judgment Decree dated 16.11.2010 passed in H.M.C.M.A.No.4 of 2009 on the file of the learned Additional District Judge (FTC), Virudhunagar by reversing the Judgment and Decree dated 11.11.2008 passed in H.M.O.P.No.45 of 2003 by the learned Subordinate Judge, Virudhunagar.

3. The learned counsel appearing for the respective parties submitted that both the parties have entered into a compromise and also filed a joint compromise memo, dated 15.09.2017, signed by both parties along with their counsel.

4. This Court has also gone into the memo of compromise and satisfied that the parties out of free will and volition, have entered into a compromise.

5. In the result, these Civil Miscellaneous Second Appeals are disposed of in terms of the memo of compromise and final decree is passed in terms of the memo of compromise, dated 15.09.2017. No Costs. Memo of compromise dated, 15.09.2017 shall be treated as form part of the record/decreed. No Costs. Consequently, connected Miscellaneous Petition is closed.

Sd/-

Assistant Registrar(T&P)

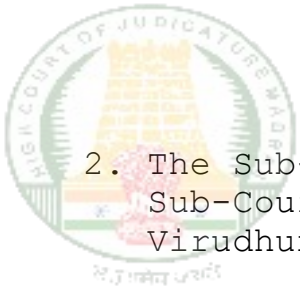
/True Copy/

Sub Assistant Registrar

Encl: Xerox copy of Joint Compromise Memo

To

1.The Additional District Judge,
(Fast Track Court),
Virudhunagar.



2. The Sub-Judge,
Sub-Court,
Virudhunagar.

Copy to

The Section Officer,
VR Section,
Madurai Bench of Madras High court,
Madurai.

PM

VB/JC/SAR1/22/12/2017/3P/4C

**C.M.S.A (MD) Nos.45 and 31 of 2011
and
M.P. (MD) No.2 of 2011
19.09.2017**