

**BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT****DATED : 27.02.2017****CORAM:****THE HONOURABLE MR.JUSTICE M.DURAISWAMY****S.A. (MD) No.446 of 2011**

Arulmigu Chockalingasamy Idop,
through its hereditary Huqdar,
R.Nambiapillai.

.. Appellant/Respondent/Plaintiff

Vs

1.Pappu Seethalakshmanan
2.Dalavoi Indiran
3.Nagamuthu Krishnan

.. Respondents/Appellants/Defendants

Prayer: Second Appeal filed under Section 100 of the Civil Procedure Code against the judgment and decree passed in A.S.No.54 of 2010, dated 15.09.2010, on the file of the Principal Subordinate Court, Tirunelveli reversing the judgment and decree passed in O.S.No.444 of 2002, dated 17.12.2009, on the file of I Additional District Munsif Court, Tirunelveli.

For Appellant : Mr.G.R.Swaminathan

For Respondents : Mr.S.Ramesh

JUDGMENT

The above Second Appeal arises against the judgment and decree passed in A.S.No.54 of 2010, on the file of the Principal Subordinate Court, Tirunelveli reversing the judgment and decree passed in O.S.No.444 of 2002, on the file of I Additional District Munsif Court, Tirunelveli.

2. When the Second Appeal is taken up for hearing, the learned Counsel appearing on either side submitted that the parties had settled the matter out of Court and also entered into a joint memorandum of compromise dated 27.02.2017. The learned Counsel appearing on either side also filed the joint memorandum of compromise signed by the appellant and the respondents and their respective Counsel. The appellant and the respondents were also present in the Court and they also acknowledged the due execution of the joint memorandum of compromise dated 27.02.2017. The learned Counsel appearing on either side submitted that the Second



Appeal may be disposed of in terms of joint memorandum of compromise.

3. Having regard to the submissions made by the learned Counsel appearing on either side, the joint memorandum of compromise dated 27.02.2017 shall form part of the record and the Second Appeal is disposed of in terms of joint memorandum of compromise dated 27.02.2017. The terms of joint memorandum of compromise shall form part of the decree in S.A.(MD)No.446 of 2011. There shall be no order as to costs.

Sd/-

Assistant Registrar (RTI)

/True Copy/

Sub Assistant Registrar

ssl

To

1. The Principal Subordinate Judge,
Tirunelveli.
2. The 1st Additional District Munsif ,
Tirunelveli.

COPY TO:

THE SECTION OFFICER, V.R. SECTION,
MADURAI BENCH OF MADRAS HIGH COURT,
MADURAI.

+1cc to Mr.V.RAGHAVACHARI, Advocate Sr.No. 11122

JAM/ (TE) 28.02.17 /PM-PN/SAR I/2P-5C

S.A. (MD) No.446 of 2011
27.02.2017