

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 17.12.2018

CORAM

THE HONOURABLE MR.JUSTICE K.KALYANASUNDARAM

C.S.No.209 of 2015
and O.A.No.293 of 2015

1. R.Vijayakumar
2. R.Ramkumar
3. Radhika Vijayakumar

... Plaintiffs

Vs

1. Punjab National Bank,
Rep. by its Assistant General Manager,
T.Nagar Branch having office at
No.10, Raja Street,
Chennai - 600 017.
2. National Stock Exchange,
Rep. by its Branch Manager,
Having Branch Office at
8th Floor, Arihant Nitco Park,
No.90, Dr. Radhakrishnan Salai,
Mylapore, Chennai 600 004.

... Defendants

Plaint filed under Order VII Rule 1 of CPC read with Order IV Rule 1 of O.S. Rules, praying for judgment and decree as follows:

- a) Declaration that the invocation of the pledge of 6,58,426 shares of the pledged shares of M/s. Gemini Communications Ltd. belonging to the plaintiffs, by the defendant Bank in their name, namely, Punjab National Bank on 25.02.2015 as null and void;

b) Consequential mandatory direction to restore the pledged shares of M/s. Gemini Communication Ltd. belonging to the plaintiffs, by the defendant bank in their name, namely, Punjab national Bank on 25.02.2015 and to restore the same in the name of the plaintiffs as set out below:

S. No.	No. of Shares	Name of the Bank	Shares Pledged by
1	23,84,705	PNB	Vijay Kumar
2	5,57,523	PNB	Ram Kumar
3	33,19,400	PNB	Radhika VijayKumar

c) Permanent injunction restraining the defendants from alienating the pledged shares of the plaintiffs without notice and due process of law; and

d) Costs of the suit.

For Plaintiffs : Mr.V.Sankaranarayanan
For Defendants : Mr.S.Arunkumar, for D1
Mr.M.L.Ganesh, for D2

सत्यमेव जयते

JUDGMENT

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The learned counsel appearing for the plaintiffs seeks permission of this Court to withdraw the Civil Suit and he has also made an endorsement to that effect.

2. Recording the above submission and endorsement made by the learned counsel for the plaintiffs, the Civil Suit is dismissed as withdrawn. No costs. Consequently, connected application is closed.

17.12.2018

Index : Yes/No
Internet: Yes/No
Speaking Order/Non Speaking Order
pvs

To

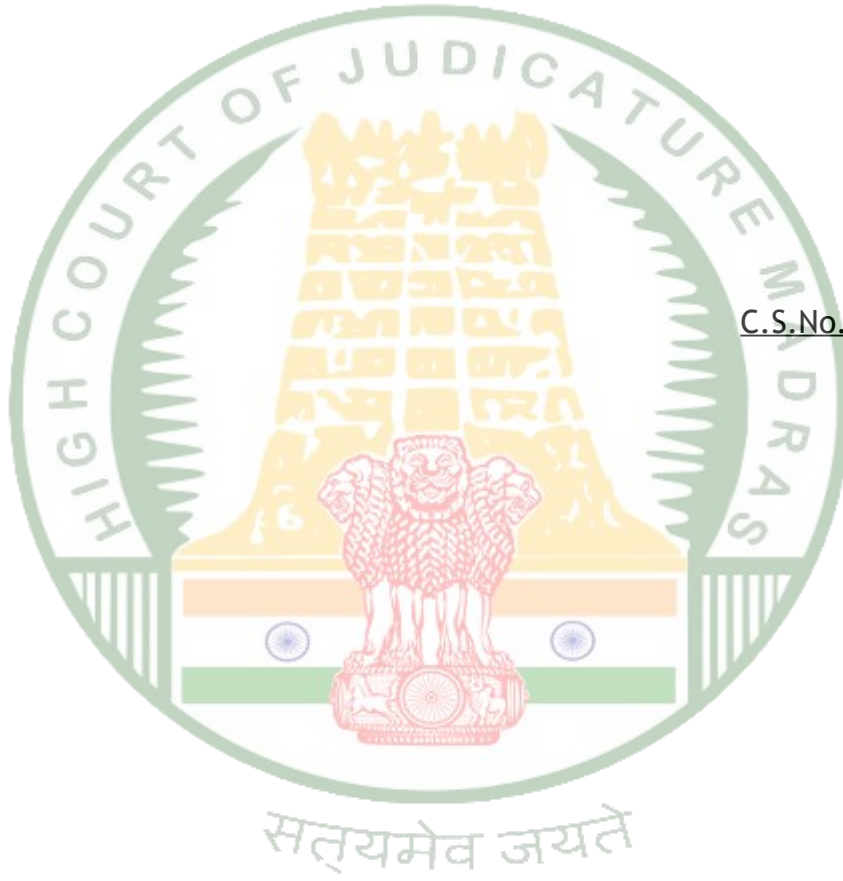
The Sub Assistant Registrar,
Original Side,
High Court, Madras.



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K.KALYANASUNDARAM, J.,

pvs



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