

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 07.06.2019

CORAM

THE HONOURABLE MR.JUSTICE T.RAJA

C.M.A.No.1440 of 2011

1. The Senior Manager
Union Bank of India
Vijayamangalam Branch
Uthukuli Road, Vijayamangalam 638 056
Perundurai (Tk)
Erode District
 2. The Authorised Officer
Union Bank of India
Regional Office
313-1, Annapuram
Gandhi Nagar
Salem
- .. Appellants

-vs-

1. M.Sakthikumari
 2. Minor R.Pari Muthiah
 3. Minor R.Pallavi Rukku
- (Minors 2 & 3 are represented
through their mother and
natural guardian R.Nandini)
- .. Respondents

Memorandum of Grounds of Civil Miscellaneous Appeal under Order XLIII Rule 1(r) read with Section 104 of the Civil Procedure Code, against the order dated 28.2.2011 made in I.A.No.289 of 2010 in O.S.No.83 of 2010 on the file of the learned Principal District Judge, Erode.

For Appellants :: Mr.Srinath Sridevan

For Respondents :: Mr.N.Premkumar

JUDGMENT

This civil miscellaneous appeal was filed questioning the correctness of the order dated 28.2.2011 passed in I.A.No.289 of 2010 in O.S.No.83 of 2010 by the learned Principal District Judge, Erode.

2. Only notice of motion was ordered in the appeal returnable in two weeks. After eight years, when the matter was taken up for final hearing, the learned counsel for the appellants, on instructions, fairly stated that the parties have settled the matter. He has also produced the letter dated 3.3.2015 issued by the Union Bank of India in this regard before the Court.

3. A perusal of the said letter clearly shows that the company had cleared the dues by one time settlement and the related accounts were also closed. In view thereof, this civil miscellaneous appeal is dismissed, as the parties have settled the matter. Consequently, M.P.No.1 of 2011 is also dismissed. No costs.

Sd/-
Assistant Registrar(CS)

//True Copy//

Sub Assistant Registrar

ss

A.SK(17/10/2019)

C.M.A.No.1440 of 2011



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