

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 16.12.2019

CORAM

THE HON'BLE MR. JUSTICE G.K.ILANTHIRAIYAN

SA.No.1514 of 2003

Arunachala Mudaliar

... Appellant

Vs.

1.Elayaperumal Mudaliar (deceased)

2.Saraswathi Ammal

3.Anjalammal

4.Dhanapal

5.Lokanayaki

6.Jeeva

7.Ramalingam

8.Meenakshi

.... Respondents

(R7 and R8 impleaded as legal heirs of the deceased first respondent vide order of court dated 06.11.2006 in CMP.No.1489 of 2007 in SA.No.1514 of 2003)
(R2,R3,R4 are given up in this appeal)

PRAYER:

The Second Appeal is filed under Section 100(4) of CPC r/w Order 42 Rules 4 r/w Order 41 Rule 1 of CPC against the judgment and decree dated 30.07.2002 made in AS.No.137 of 1999, on the file of Subordinate Judge, Kanchipuram reversing the judgment and decree dated 29.06.1999 made in IA.No.177 of 1996 in OS.No.74 of 1996 formerly O.S.No.54 of 1989 passed by the learned Additional District Munsif, Kanchipuram.

For Appellant : Mr.A.S.Narasimhan
For Respondents
For R6 : Mr.P.G.Padmanaban
For R7 & R8 : Mr.A.V.Munusamy
: R2 to R4 - given up
For R5 : No Appearance

JUDGMENT

This second appeal is filed against the judgment and decree dated 30.07.2002 made in AS.No.137 of 1999, on the file of Subordinate Judge, Kanchipuram reversing the judgment and decree dated 29.06.1999 made in IA.No.177 of 1996 in OS.No.74 of 1996 formerly O.S.No.54 of 1989 passed by the learned Additional District Munsif, Kanchipuram.

2.The learned counsel appearing for the appellant submitted that the matter has been settled out of Court between the parties, and therefore he has not pressed the second appeal. Further he seeks permission of this Court to withdraw the second appeal and he has also made an endorsement to that effect.

3. In view of the endorsement made by the learned counsel appearing for the appellant, this second appeal is dismissed as withdrawn. No costs.

Sd/-
Assistant Registrar(CS VIII)

//True Copy//

Sub Assistant Registrar

To

- 1.The learned Subordinate Judge,
Kanchipuram.
- 2.The learned Additional District Munsif,
Kanchipuram.

SA.No.1514 of 2003

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srg 04/08/2020