

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 07.11.2019

CORAM :

THE HONOURABLE MR.JUSTICE RMT.TEEKAA RAMAN

S.A.No.912 of 2003  
and  
C.M.P.No.9625 of 2003

Lakshmiammal ... Appellant/Respondent/Defendant

.. Vs ..

Kanaga (Died)  
2. D.Guanamani  
3. D.Nirmala  
4. D.Indira Ganthi  
5. D.Jayalakshmi  
6. D.Venkateswaran

[Respondents 2 to 6 are brought on record as the legal representatives of deceased sole respondent vide court order made in C.M.P.No.16895/18 in S.A.912 of 2003, dated 14.11.2018]

... Respondents/Appellants/2<sup>nd</sup> Plaintiff

Prayer :- Appeal filed under Section 100 of the Civil Procedure Code against the Judgment and decree dated 30.04.2002 made in A.S.No.18 of 2000 on the file of the Sub Court, Dharmapuri, reversing the judgment and decree dated 31.07.2000 made in O.S.No.559 of 1993 on the file of the District Munsif Court, Dharmapuri and prays for setting aside the same.

For Appellant : Mr.C.Prabakaran  
For R-1 : Died  
For RR-2 to 6 : Mr.B.Sundarapandiyan

JUDGMENT

Both the learned counsel for the appellant and the learned counsel appearing for respondents 2 to 6 are present. Mediation report received. The matter was compromised between the parties due to the successful mediation effort made by the Tamil Nadu Mediation and Conciliation Centre whereby the appellant, who is

the defendant in the suit, is entitled to remain in the suit schedule properties while the respondents/plaintiffs have undertaken that they will not disturb the possession of the appellant/defendant in the suit schedule properties. Consequently, the Compromise Deed executed by both the parties is hereby recorded and the same shall form part of the record.

2. Accordingly, the Second Appeal filed by the defendant is allowed and the suit in O.S.No.559 of 1993 is dismissed. There shall be no order as to costs. The connected miscellaneous petition is closed.

Sd/-  
Assistant Registrar

//True Copy//

Sub Assistant Registrar

Jrl  
To

1. The Sub Court,  
Dharmapuri.
2. The District Munsif Court,  
Dharmapuri.

+1c to Mr.C.Prabakaran, Advocate Sr.92970  
+1cc to Mr.B.Sundarapandiyan, Advocate Sr.92426

S.A.No.912 of 2003

gj[co]  
srg 23/04/2021