

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 30.04.2019

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THE HONOURABLE MR.JUSTICE R.SUBRAMANIAN

C.S.No. 119 of 2019

and

O.A.No. 123 of 2019

St. Paul's Educational and Charitable Trust
Rep by its Managing Trustee
K.Sarama
No.8, 3rd Cross Street, M.K.B.Nagar
Chennai-600 039.

... Plaintiff

Vs.

1.Sunil Agarwal
S/o.G.L.Agarwal
No.4, 2nd Cross Street
MKB Nagar, Vysarpadi
Chennai - 600 039.

2.Dhanukaa Engineers
A Proprietary Concern
Represented by its Proprietor
Sunil Bansal
No.61, Ethiraj Swamy Salai
Errukkancherry
Chennai - 600 0118.

... Defendants

Plaint filed under Section 15 of Specific Relief Act read with Order IV
Rule 1 of O.S. Rules praying to pass a judgment and decree:

(a) directing the 1st defendant to execute and register
the sale deed in respect of the suit property in favour of the
plaintiff within the time stipulated by this Hon'ble Court and in
failure to do so to direct the officer of this Hon'ble Court to

execute the sale deed in favour of the plaintiff.

(b) directing the 1st defendant to deliver vacant possession of the suit property to the plaintiff

(c) granting a decree for permanent injunction restraining the defendants their men, agents and anyone claiming under them from in any manner dealing with the suit property either by alienating or encumbering the suit property.

(d) directing the 1st defendant to pay a sum of Rs.2,00,000/- ever month towards damages for use and occupation of the suit property for the period from 15.01.2018 to 14.01.2019 and direct the 1st defendant to continue to pay a sum of Rs.2,00,000/- per month till the plaintiff is put in possession of the suit property.

(e) awarding the cost of the suit and

(f) grant such further or other reliefs as this Hon'ble Court may deem fit and proper in the circumstances the case.

For Plaintiff : Mr.Doraisami, Senior Counsel
For M/s.Muthumani Doraisami

For defendants : Mr.S.Ramanarayanan
M/s.Sampathkumar Associates

JUDGMENT

The parties have now entered into a compromise and a joint memo of compromise signed by the parties and their respective counsel has been filed.

2. Both Sri.K.Doraisamy, learned Senior Counsel appearing for the plaintiff and Mr.Ramanarayanan, learned counsel appearing for M/s.Sampathkumar Associates, for the defendants would submit that the entire suit has been settled in terms of the compromise.

3. Hence, the suit is decreed in terms of compromise. The joint memo of compromise shall form part of the decree. No costs. In view of the disposal of the suit, all the connected applications are closed.

30.04.2019

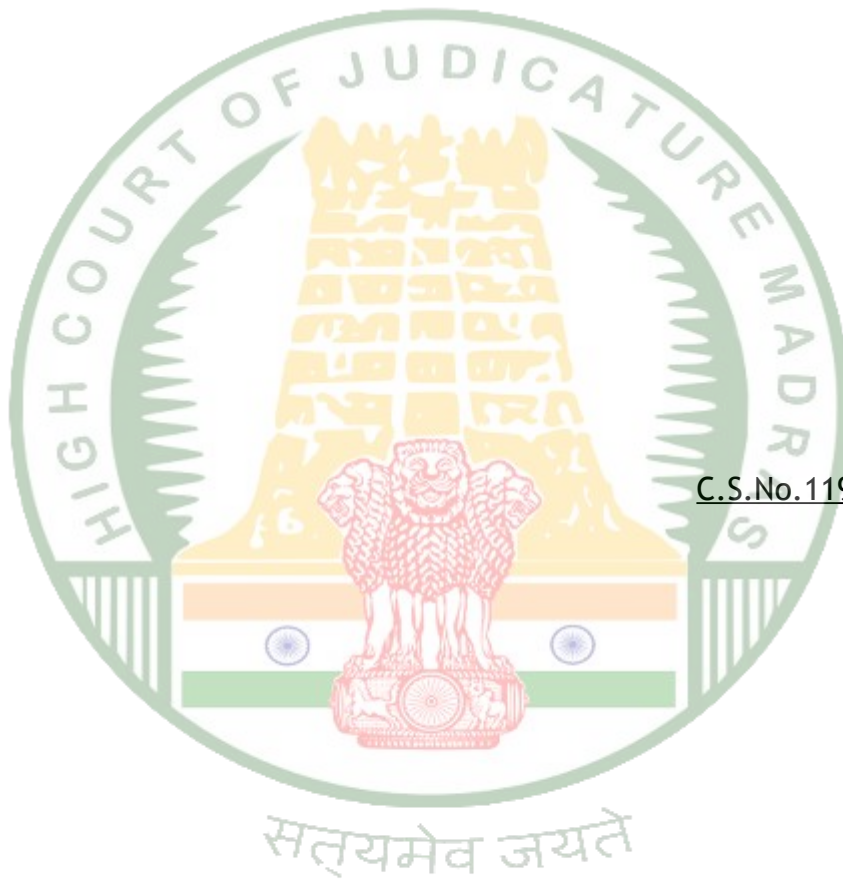
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R.SUBRAMANIAN, J.

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