



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 31.01.2019

CORAM :

THE HONOURABLE MS.JUSTICE P.T.ASHA

A.S.NO.360 OF 2014
AND M.P.NO.1 OF 2014

1.Balasubramaniam(died)

2.Satheesh

S/o.Late Balasubramaniam

...Appellants 1 & 2 / Defendants 1 & 2

3.R.Radhamani

W/o.Late Balasubramaniam.

4.Shanmugha Priya

D/o.Late Balasubramaniam.

...Appellants 3 & 4

(2nd Appellant is the Legal Representator of the deceased 1st Appellant and Appellant 3 & 4 are LR's of the deceased 1st Appellant vide Court order dated 12.12.2018 made in MP Nos.1 & 2 of 2015 in A.S.NO.360 of 2014)

Versus

1.Lakshmi

2.Balamani

...Respondents / Plaintiffs

Prayer : First Appeal is filed under Section 96 read with Order 41 Rule 1 of the Code of Civil Procedure, against the Judgment and Decree dated 14.03.2014 passed in O.S.No.82 of 2013, on the file of learned Second Additional District and Sessions Judge, Tirupur.

For Appellants : Mr.S.Kingston Jerold

For Respondents : Mr.M.Murugesan

J U D G M E N T

The above 1st appeal arises against a partition suit filed by the respondents herein. The suit O.S.No.82 of 2013 filed by the respondents on the file of the II Additional District and



Sessions Judge, Tirupur, was decreed, granting the plaintiffs 1/6th share each in the suit property. The parties have now compromised the dispute in and by which the plaintiffs Lakshmi and Balamani, the respondents herein have received a sum of Rs.15,00,000/- (Rupees Fifteen Lakhs Only) each and in consideration thereof have released their share in favour of the petitioners/appellants.

2. All the parties were present before this court and they have also stated that they have signed a Memorandum of Compromise fully comprehending the same. The Memorandum of Compromise is taken on file and the appeal is disposed of on the terms of the Compromise. The Compromise memo shall form part of the decree. Consequently, the connected Miscellaneous Petition is closed.

Sd/-
Assistant Registrar

// True Copy //

Sub Assistant Registrar

msvm

To

The Second Additional District and Sessions Judge,
Tirupur.

+1cc to Mr.M.Murugesan, Advocate Sr.No.9111

+1cc to Mr.S.K.Rakhunathan, Advocate Sr.No.8129

A.S.No.360 of 2014

MP(CO)
RVM(27/05/2022)