

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 08.11.2019

CORAM:

THE HON'BLE MR.JUSTICE R.SUBRAMANIAN

S.A.No.845 of 2017

& C.M.P.No.21229 of 2017

Athayee

..Appellant/Appellant/Plaintiff

Vs.

1. Ponnayal
2. Valarmani
3. Kavitha
4. Marimuthu
5. Murugesan
6. Chinnammal
7. Pappa
8. Rameshkumar
9. Rajasekar
10. Kolanthaivelu
11. Selvam
12. Shanmuga Sundaram
13. Selvi
14. palanisamy
15. Ravikumar
16. Govindaraj
17. Geethalakshmi
18. Rajeswari
19. S. Nagasundaram
20. Ravi
21. Anitha
22. K. Palanisamy
23. Palaniammal
24. Mani
25. A. Rajamanickam
26. S. Rajendiran
27. M. Nagamalai
28. S. Jayaraman
29. S. Manickam
30. K. Sivadurai
31. Malarvizhi
32. Tamilarasi
33. P. Pushpalatha
34. Sulochana

..Respondents/Respondents/
Defendants

PRAYER: Second Appeal filed under Section 100 of C.P.C., to set aside the judgment and decree of the learned II Additional District Court, Salem, dated 13.03.2017 in A.S.No.117 of 2015, confirming the judgment and decree of the Sub Court, Sankari, dated 07.08.2015 in O.S.No.153 of 1995.

For Appellant : Mr.P.Valliappan

For Respondents: Mr.R.Marudhachalamurthy

J U D G M E N T

The parties are present. The parties have arrived at a settlement. The memorandum of compromise has also been filed. The actual compromise is in Tamil. The effect of the same is that the plaintiff has agreed to give up her share, upon receipt of a sum of Rs.30,00,000/- (Rupees Thirty Lakhs only) from the defendants 1 and 2. The receipt of Rs.30 lakhs has also been admitted by her before me.

2. In view of the same, the second appeal will stand disposed of recording the fact that the plaintiff/appellant has received a sum of Rs.30,00,000/- (Rupees Thirty lakhs only) in lieu of her share in the suit properties and she has no further claim against any of the defendants in the suit. A memorandum of compromise will form a part of the decree. However, there will be no order as to costs in this appeal. Consequently, connected miscellaneous petition is also closed.

-s/d-
Assistant Registrar

True Copy

Sub-Assistant Registrar

To

1. The II Additional District Court,
Salem.
2. The Subordinate Judge,
Sankari
3. The Section Officer,
VR Section,
Madras High Court,
Chennai.

+1 cc to M/s.P.Valliappan Advocate sr93193
+2 ccs to M/s.R.Marudhachalamurthy Advocate sr93120

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