

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 03.02.2020

CORAM

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

SA.Nos.1012 of 2001 and
507 to 510 of 2014

SA.No.1012 of 2001

1.Arulmigu Kamatchiamman Deity
in the Temple by its name in
Brahmana Chinna Agraharam, Village,
Karungalpalayam, Erode Town,
rep. by its President of Board of
Trustees K.Thirugnanam
2.N.S.Rajamanickam
3.A.Ramasamy ..Appellants/Plaintiffs
(appellants 2 and 3 substituted in the place
of Hereditary Trustees as per order in
I.A.No.601 of 1999 dated 11.01.2000.
Amended as per order in I.A.No.67
of 2000 dated 31.01.2000)

Vs.

1. The Junior Engineer(North),
(O&M) Periyar Electricity
Distribution System,
Mettur Road,
Erode
2. The Superintendent Engineer,
Periyar Electricity Distribution
Circle(Development),
Mettur Road, Erode
3. The Executive Engineer(Urban)
Periyar Electricity Distribution
Circle, Mettur Road, Erode
4. The Assistant Engineer(Town)
Periyar Electricity Distribution
Circle, Mettur Road, Erode
5. K.Jayamani
6. Divine Matriculation School
by its Correspondent
V.Balasubramaniam,
17, Chinna Mariamman Koil St,
Erode

..Respondents/Defendants

PRAYER:

The Second Appeal is filed under Section 100 of CPC against the judgment and decree dated 11.07.2000 in A.S.No.103 of 1996 on the file of the II Additional District Judge, Erode against the judgment and decree dated 10.06.1996 in O.S.No.1092 of 1991 on the file of the I Additional District Munsif, Erode.

For Appellants :M/s.J.Prithivi
for M/s.Kaithamalaikumaran

For Respondents

For R5 :Mr.C.R.Prasannan

For R6 :Mr.G.Gopal

No Appearance :RR1 to 4

SA.No.507 of 2014

1.Arulmighu Kamatchiamman Deity
in the Temple by its name in
Brahmana Chinna Agraharam, Village,
Karungalpalayam, Erode-3,
rep. by its Chairman and Board of
Trustees K.Thirugnanam

2.A.Ramasamy ..Appellants/ Plaintiffs
1 and 3

Vs.

1.K.Jayamani alias Guruji Dr.Paranjothi Gnanamani

2.Divine Matriculation School,
By its Treasurer,
17, Chinna Mariamman Koil St,
Karungalpalayam, Erode-3

..Respondents/Defendants
1 and 2

PRAYER:

The Second Appeal is filed under Section 100 of CPC against the judgment and decree dated 29.11.2010 in A.S.No.27 of 2010 on the file of the Principal Subordinate Judge, Erode reversing the judgment and decree dated 30.11.2009 in O.S.No.1284 of 2004 on the file of the II Additional District Munsif, Erode.

For Appellants : M/s.J.Prithivi
for M/s.Kaithamalaikumaran

For Respondents

For R1 : Mr.C.R.Prasannan

For R2 : Mr.G.Gopal

SA.No.508 of 2014

- 1.Arulmighu Kamatchiamman Deity
in the Temple by its name in
Brahmana Chinna Agraharam, Village,
Karungalpalayam, Erode-3,
rep. by its Chairman and Board of
Trustees K.Thirugnanam
- 2.A.Ramasamy

..Appellants/Plaintiffs 1
and 3

Vs.

- 1.K.Jayamani alias Guruji Dr.Paranjothi Gnanamani
- 2.Divine Matriculation School,
By its Treasurer,
17, Chinna Mariamman Koil St,
Karungalpalayam, Erode-3

..Respondents/Defendants
1 and 2

PRAYER:

The Second Appeal is filed under Section 100 of CPC against the judgment and decree dated 29.11.2010 in A.S.No.25 of 2010 on the file of the Principal Subordinate Judge, Erode reversing the judgment and decree dated 30.11.2009 in O.S.No.656 of 2004 on the file of the II Additional District Munsif, Erode.

For Appellants :M/s.J.Prithivi
for M/s.Kaithamalaikumaran
For Respondents
For R1 :Mr.C.R.Prasannan
For R2 :Mr.G.Gopal

SA.No.509 of 2014

- 1.Arulmighu Kamatchiamman Deity
in the Temple by its name in
Brahmana Chinna Agraharam, Village,
Karungalpalayam, Erode-3,
rep. by its Chairman and Board of
Trustees K.Thirugnanam
- 2.A.Ramasamy

..Appellants/Plaintiffs 1
and 3

Vs.

- 1.K.Jayamani alias Guruji Dr.Paranjothi Gnanamani
- 2.Divine Matriculation School,
By its Treasurer,
17, Chinna Mariamman Koil St,
Karungalpalayam, Erode-3

3.Erode Corporation Represented by
Its Commissioner, Erode Town

..Respondents/ Defendants
1 to 3

PRAYER:

The Second Appeal is filed under Section 100 of CPC against the judgment and decree dated 29.11.2010 in A.S.No.29 of 2010 on the file of the Principal Subordinate Judge, Erode reversing the judgment and decree dated 30.11.2009 in O.S.No.1285 of 2004 on the file of the II Additional District Munsif, Erode.

For Appellants :M/s.J.Prithivi
for M/s.Kaithamalaikumaran
For Respondents
For R1 :Mr.C.R.Prasannan
For R2 :Mr.G.Gopal

SA.No.510 of 2014

1.Arulmighu Kamatchiamman Deity
in the Temple by its name in
Brahmana Chinna Agraharam, Village,
Karungalpalayam, Erode-3,
rep. by its Chairman and Board of
Trustees K.Thirugnanam

2.A.Ramasamy ..Appellants/ Plaintiffs
1 and 3

Vs.

1.K.Jayamani alias Guruji Dr.Paranjothi Gnanamani
2.Divine Matriculation School,
By its Treasurer,
17, Chinna Mariamman Koil St,
Karungalpalayam, Erode-3

..Respondents/Defendants
1 and 2

PRAYER:

The Second Appeal is filed under Section 100 of CPC against the judgment and decree dated 29.11.2010 in A.S.No.31 of 2010 on the file of the Principal Subordinate Judge, Erode reversing the judgment and decree dated 30.11.2009 in O.S.No.1389 of 2004 on the file of the II Additional District Munsif, Erode.

For Appellants :M/s.J.Prithivi
for M/s.Kaithamalaikumaran
For Respondents
For R1 :Mr.C.R.Prasannan
For R2 :Mr.G.Gopal

COMMON JUDGMENT

The second appeals are directed as against the judgment and decree dated 11.07.2000 in A.S.No.103 of 1996 on the file of the II Additional District Judge, Erode against the judgment and decree dated 10.06.1996 in O.S.No.1092 of 1991 on the file of the I Additional District Munsif, Erode, judgment and decree dated 29.11.2010 in A.S.No.27 of 2010 on the file of the Principal Subordinate Judge, Erode reversing the judgment and decree dated 30.11.2009 in O.S.No.1284 of 2004 on the file of the II Additional District Munsif, Erode, judgment and decree dated 29.11.2010 in A.S.No.25 of 2010 on the file of the Principal Subordinate Judge, Erode reversing the judgment and decree dated 30.11.2009 in O.S.No.656 of 2004 on the file of the II Additional District Munsif, Erode, judgment and decree dated 29.11.2010 in A.S.No.29 of 2010 on the file of the Principal Subordinate Judge, Erode reversing the judgment and decree dated 30.11.2009 in O.S.No.1285 of 2004 on the file of the II Additional District Munsif, Erode and judgment and decree dated 29.11.2010 in A.S.No.31 of 2010 on the file of the Principal Subordinate Judge, Erode reversing the judgment and decree dated 30.11.2009 in O.S.No.1389 of 2004 on the file of the II Additional District Munsif, Erode.

2. The learned counsel for the appellants submitted that the matters have already been settled between the parties and therefore does not want to pursue the second appeals. Endorsements have also been made to that effect.

3. In view of the endorsements made by the learned counsel for the appellants, these second appeals are dismissed as withdrawn. No costs.

Sd/-

Assistant Registrar

//True Copy//

Sub Assistant Registrar

lok

To

1. The II Additional District Judge,
Erode
2. The I Additional District Munsif,
Erode.

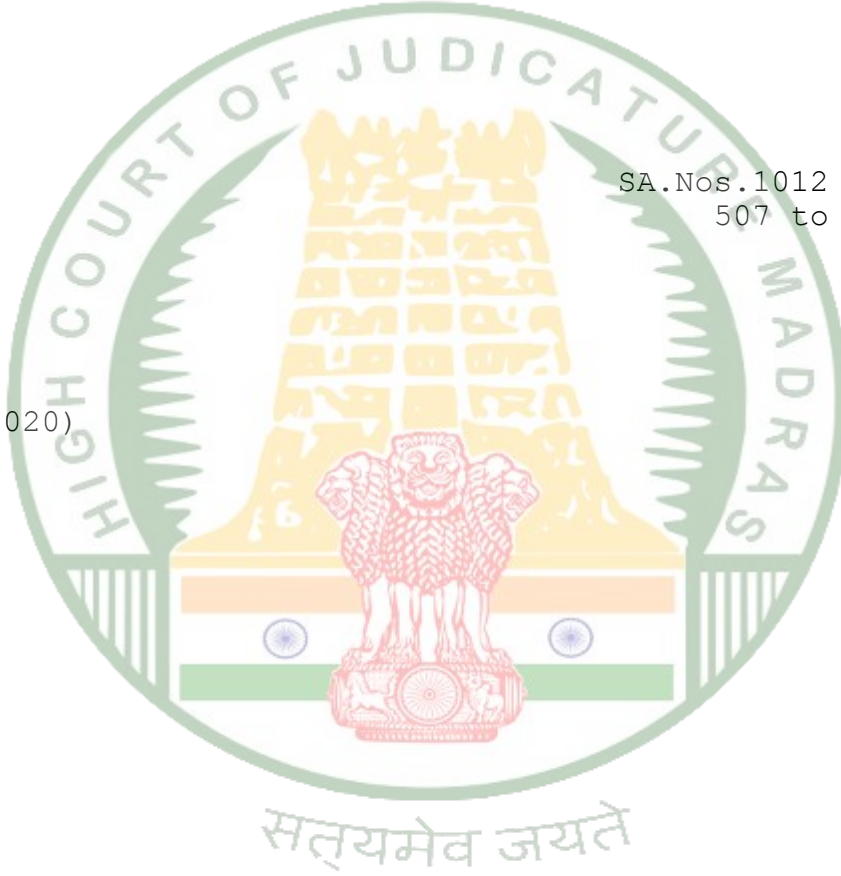
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3. The Principal Subordinate Judge,
Erode
4. The II Additional District Munsif,
Erode.
5. The Record Keeper,
V.R.Section, High Court, Madras.

+1cc to Mr.S.Kaithamalai Kumaran, Advocate, Sr.No.8078
+5cc to Mr.C.R.Prasanan, Advocate, Sr.No.8302 to 8306

SA.Nos.1012 of 2001 and
507 to 510 of 2014

NRJK (CO)
GS (25/08/2020)



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