

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 29.01.2020

CORAM

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

SA.Nos.1236 of 2001 and 141 of 2002

SA.No.1236 of 2001

- 1.Sankarammal (deceased)
- 2.Perumal (died)
- 3.Baggiam
- 4.Govindammal
- 5.Ram Gounder
- 6.Madhammal
- 7.Vijaya
- 8.Rajappan
- 9.Paramasivam
- 10.Ayyammal
- 11.Saravanan
- 12.Appusamy
- 13.Subbramani
- 14.Krishnaveni

...Appellants

(Appellants 2 to 9 brought on record
as LR's of the deceased sole appellant
vide order of court dated 23.07.2018
made in CMP.No.1018 to 1020 of 2007
in SA.No.1236 of 2001 (PRMJ))

(Appellants 10 to 14 brought on record
as LR's of the deceased 2nd appellant
vide order of court dated 23.07.2018
made in CMP.No.71 to 73 of 2009
in SA.No.1236 of 2001 (PRMJ))

Vs.

- 1.Ramasamy Pillai (died)
- 2.M.P.Madheswari
- 3.R.Venkatesan
- 4.R.Jaikumar
- 5.Santhi
- 6.Radha
- 7.Amutha
- 8.Suguna

..Respondents

(RR2 to 8 brought on record as LR's of the deceased sole respondent viz., Ramasamy vide order of court dated 23.07.2018 made in CMP.No.68 to 70 of 2009 in SA.No.1236 of 2001(PRMJ))

PRAYER:

The Second Appeal is filed under Section 100 of CPC against the judgment and decree dated 12.01.2001 in A.S.No.76 of 1999 (originally A.S.No.60 of 1997) on the file of the Subordinate Judge's Court, Sankari reversing the judgment and decree dated 22.08.1997 in O.S.No.617 of 1990 on the file of the District Munsif Court at Mettur.

For Appellants : M/s.Mythili Suresh

For Respondents

For R2 to 8 : Mr.P.Mani

: R1 - died

SA.No.141 of 2002

- 1.Ramasamy Pillai(died)
- 2.M.P.Madheswari
- 3.R.Venkatesan
- 4.R.Jaikumar
- 5.Shanthi
- 6.Radha
- 7.Amutha
- 8.Suguna

...Appellants

(Appellants 2 to 8 are brought on record as LR's of the deceased sole appellant vide order of court dated 15.09.2005 made in CMP.No.14480 of 2003 in SA.No.141 of 2002

Vs.

- 1.Manickam
- 2.Sankarammal(deceased)
- 3.Perumal
- 4.Bakkiam
- 5.Govindammal
- 6.Rama Gounder
- 7.Mathammal
- 8.Vijaya
- 9.Rajappan
- 10.Paramasivam

..Respondents

(RR 3 to 10 brought on record
as LR's of the deceased R2
vide order of court dated 23.07.2018
made in CMP.No.1331 to 1333 of 2010
in SA.No.141 of 2002)

PRAYER:

The Second Appeal is filed under Section 100 of CPC against the judgment and decree dated 12.01.2001 in A.S.No.77 of 1999 on the file of the Subordinate Court, Mettur confirming the judgment and decree dated 22.08.1997 in O.S.No.727 of 1990 on the file of the District Munsif Court, Mettur.

For Appellants : Mr.Tamil Thendral Arasu

For Respondents

For R1, 3 to 10: Mr.Mythili Suresh
for M/s.Sarvabhauman Associates
: R2 - died

COMMON JUDGMENT

The second appeals are directed as against the judgment and decree dated 12.01.2001 in A.S.No.76 of 1999 (originally A.S.No.60 of 1997) on the file of the Subordinate Judge's Court, Sankari reversing the judgment and decree dated 22.08.1997 in O.S.No.617 of 1990 on the file of the District Munsif Court at Mettur and the judgment and decree dated 12.01.2001 in A.S.No.77 of 1999 on the file of the Subordinate Court, Mettur confirming the judgment and decree dated 22.08.1997 in O.S.No.727 of 1990 on the file of the District Munsif Court, Mettur.

2. It is reported that pending the second appeals, the parties have settled their issues amicably between themselves and therefore appellants do not want to press the second appeals and want to withdraw the second appeals. To that extent memo has also been filed, and endorsements have also been made by the respective counsel.

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

Sd/-
Assistant Registrar

//True Copy//

Sub Assistant Registrar

To

- 1.The Subordinate Court,
Sankari.
- 2.The Subordinate Court,
Mettur.
- 3.The District Munsif Court,
Mettur.

+2cc to Mr.P.Mani, Advocate Sr.6955, 6954
+1cc to M/s.Sarvabhauman Associates, Advocate Sr.6980

SA.Nos.1236 of 2001 and 141 of 2002

rsv[co]
srg 30/07/2020

WEB COPY