

IN THE HIGH COURT OF JUDICATURE AT MADRAS

Dated:03.01.2020

Coram:

THE HONOURABLE DR. JUSTICE G. JAYACHANDRAN

Civil Suit No.987 of 2015
and
O.A.Nos.1835 and 1 of 2016

1.Mrs.Rukmani Devi

2.Mr.D.N.Murthy @ D.N.Muthu Krishnan .. Plaintiffs

/versus/

1.M/s Futur E-state Property Developers,
Suraj Kunj,
No.8, Rutland Gate, 5th Street,
Nungambakkam,
Chennai 600 006.

2.HDFC Bank Ltd.,
Represented by its Manager,
Nungambakkam Branch,
Chennai 600 034.

3.M/s Urban Tree Infrastructure Pvt.Ltd.,
No.19, Rajarathanam Street,
Kilpauk, Chennai 600 010.

4.Reliance Home Finance Ltd.,
1st, 2nd,3rd Floor, No.10A Haddows Road,
Nungambakkam,
Chennai 600 006.

.. Defendants

Prayer:

Civil Suit filed under Order VI, Rule 1 of C.P.C., Rule 1 of O.S. Rules read with Order XXIV of O.S. Rules, praying to pass a judgment and decree: (a)directing the defendants to pay a sum of Rs.1,69,31,438/- (Rupees One Crore Sixty Nine Lakhs Thirty One Thousand Four Hundred and Thirty Eight Only) with interest @ 24% per annum from the date of plaintiff till date of realization; (b)to create charge over the suit schedule property till realization of the suit claim as under clause (a); and (c)to pay the cost of the suit.

For Plaintiffs :Mr.V.Chandrakanthan

For Defendants :Mr.Rahul K.Jain for
Mr.Vikram V.Jain for D1 and D3
Mr.C.Senapathi for D2
D4-Set expate

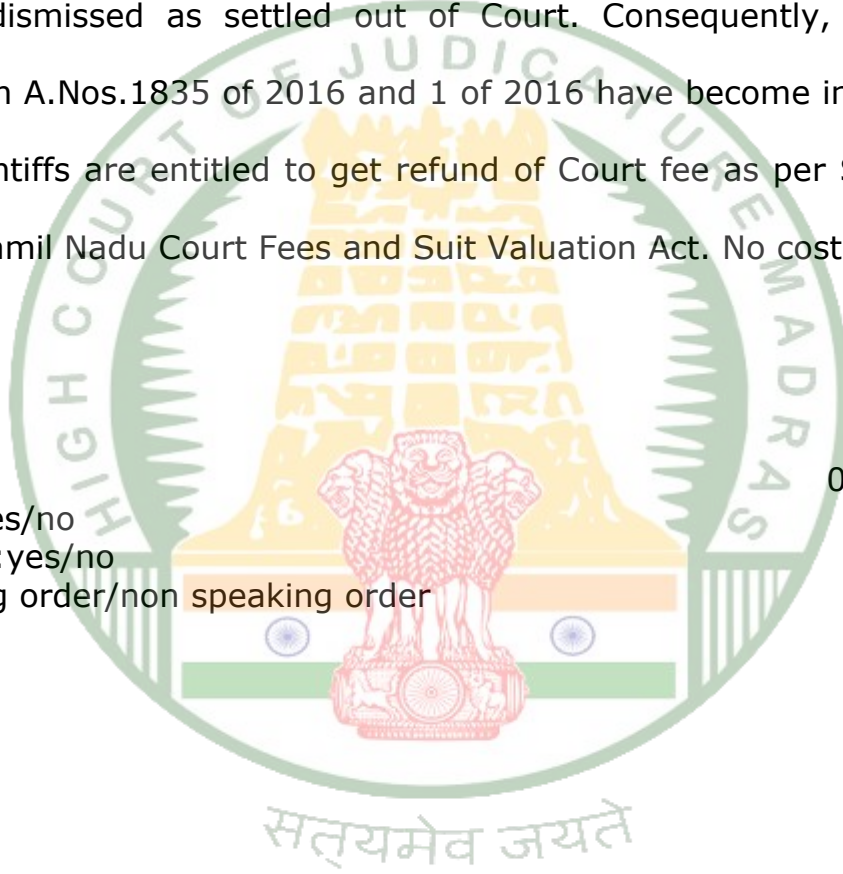
J U D G M E N T

The learned counsel appearing for the plaintiffs and defendants 1 and 3 have reported settlement and filed a joint compromise memo to that effect. In the light of the compromise memo, the plaintiffs seek leave of this Court to dispose the suit as settled out of Court.

2. In view of the above submissions and the joint compromise memo filed by the plaintiffs and defendants 1 and 3, the suit is dismissed as settled out of Court. Consequently, the order passed in A.Nos.1835 of 2016 and 1 of 2016 have become infructuous. The plaintiffs are entitled to get refund of Court fee as per Section 69 of the Tamil Nadu Court Fees and Suit Valuation Act. No costs.

03.01.2020

Index:yes/no
Internet:yes/no
Speaking order/non speaking order
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Dr.G.JAYACHANDRAN,J.

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