

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 11.09.2020

CORAM

THE HONOURABLE DR.JUSTICE VINEET KOTHARI
&
THE HONOURABLE MR.JUSTICE KRISHNAN RAMASAMY

O.S.A.No.102 of 2019 &
C.M.P.No.9645 of 2019 &
C.M.P.No.22683 of 2019

L. Deenadayalan ... Appellant

Vs.

1. L. Anantharaman
2. L. Janarthanan
3. Jayashree Janarthanan
4. pavithra Rajamurugan
5. Anusuya J.Komaleswari
6. Sindhuja Sathishkumar ... Respondents

Prayer: Original Side Appeal filed under Order 36, Rule I of the Original Side Rules, read with Clause 15 of the Letters Patent against the fair and decreetal order dated 27.3.2019 passed in A.No.1914 of 2019 in A.No.6734 of 2018 in C.S.No.433 of 2014.

For Appellant : Mr. Munusami Anandaraj

For Respondents: Mr. I. Lakshmana Sankar, for R1
Mr. Raja, for R2 to R6

O R D E R

(Delivered by Dr.Vineet Kothari, J.)

In the present Original Side Appeal, on the last occasion on 09.09.2020, the following order is recorded by this Court, after hearing the arguments of the learned counsels.

'Heard Mr. Munusamy Anandraj, learned counsel appearing for the appellant-Mr. Deenadayalan, Mr. I.Lakshmana Shankar, learned counsel appearing for 1st respondent-L. Anantharaman and Mr.P.Raja, learned counsel appearing for respondents 2,3 and 6 viz., L. Janarthanan, Jayashree Janarthanan and Sindhuja Sathishkumar respectively.

2. Mr. Munuswamy Anandaraj, learned counsel appearing on behalf of the appellant-Mr. Deenadayalan, submitted that the Appellant is ready to give away the vacant possession to the extent of 2/3rd of share of A schedule property, in which, the business of monumental undertakings under the name of 'John Fenn and Company' is carried on, leaving the 1/3rd portion, which belongs to him as per Decree in partition suit as one of the three brothers.

3. He further submitted that the said 2/3rd portion may be put to public auction and sale proceeds of which, may be divided between the two brothers, plaintiff-Anantharaman (U.S.A.) and other co-defendant - L.Janardhanan and his family members who are other respondents viz., Jayashree Janarthanan, Pavithra Rajamurugan, Anusuya J.Komaleswari and Sindhuja Sathishkumar who are wife and daughters of Janarthanan and the sale proceeds may be divided between two of them equally and the appellant may be allowed to retain his 1/3rd share of the A schedule property, with which, he is sentimentally attached as the property in question was constructed by his father namely, Mr.Loganathan Naicker.

4. He further submitted that as far as B schedule property is concerned, the two brothers, (Appellant Deenadayalan and 2nd respondent Janarthanan and his family) are presently residing in the said property, the Appellant Deenadayalan on the ground Floor and Mr. Janarthanan and his family on the first floor of the said B Schedule property.

5. Mr. Munusamy Anandraj, learned counsel appearing for the Appellant -Deenadayalan, Mr. I. Lakshmana Shankar, learned counsel appearing for 1st respondent - Anantharaman and Mr.P.Raja, learned counsel appearing for respondents 2,3 and 6 namely, L. Janarthanan, Jayashree Janarthanan and Sindhuja Sathishkumar have agreed to the extent that they can hand

over the vacant possession of the said entire B-Schedule property to the Advocate Commissioner and the said B schedule property may be put to public auction and the sale proceeds, of which, may be divided in three equal shares among the three brothers respectively.

6. The proposal given by Mr. Munusamy Anandraj, learned counsel for the appellant-Deenadayalan appears to be fair and reasonable. However for the said proposal, both the other learned counsels Mr. I.Lakshmana Sankar appearing for the plaintiff /1st respondent-Anantharaman and Mr. Raja, appearing for co-defendants/respondents 2 to 6 pray for a short accommodation to take instructions in the matter and submit the same on the next date of hearing preferably in writing.

7. In the circumstances, list the matter on 11.09.2020 at 2.15 p.m. for physical Court hearing.'

2. The proposal given by the appellant L.Deenadayalan as recorded above in the order dated 09.09.2020 has been accepted by the other two brothers viz., L. Ananthraman and L. Janarthanan also. Their learned counsels Mr. I.Lakshmana Shankar appearing for the 1st respondent and Mr.P.Raja, learned counsel appearing for the respondents 2 to 6 have filed the Memorandums to this effect in the Court along with the copies of the e-mails sent by the respective parties.

3. Both the Memorandums including the correspondences in the form of e-mails and the Map/Sketch of the properties of Schedule A and Schedule B, as described below, proposed to be divided and sold are scanned and re-produced below;

Schedule A Property: All that House and Ground with Superstructure bearing Old Door No.134, 134/1 and present Door No.649 and 650, Anna Salai, Chennai together with the Good Will of Business "M/s.John Fenn & Co.,"measuring an extent of 2970 sq.ft or thereabouts comprised in O.S.No.96, R.S.No.44/14 of Nungambakkam Village and C.C.No.217 and bounded on:

North by Malik Saheb's House,

South by Mount Road,
West by House belonging to C.M.Bhoopathy Naidu.
East by Superstructure belonging to SakuBai Ammal

Boundaries Stated in Schedule-C of Settlement
Document No.507 of 2004 As)

North by Abdul Majid Saheb's House and
Halima Bee's House,
South by Mount Road,
West by G.Lakshminarayana Naicker's
House and
East by Zulaika Bee's House
Ammal

and situate within the Registration Sub-District
of Thousand Lights and Registration District of
Chennai.

Schedule B Property:

All that House and Ground and Premises
consisting of an Old Building bearing New No.30
(Old Door No.36) (referred to as Old Door
No.41/34 (New No.30) in the Settlement Deed
bearing Document No.507 of 2004), Nagappa Mudali
Street, Komaleeswaranpet, Chennai, comprised in
O.S.No.113, R.S.No.1342, C.C.No.111 of
21.10.1955 of Egmore Village, along with an Un-
Divided extent of 2533.13 sq.ft. out of Two
Grounds and 200 sq.ft. (5000 sq.ft.) as per
Patta issued by Egmore-Nungambakkam Taluk in
C.A.No.106/97-98, dated 30.04.1997 and bounded
on:

North by Parthasarathy Koil House
South by Elliammal's House,
East by The said Street and,
West by Corporation Cattle Yard and Lane

and situate within the Registration Sub-
Registration District of Periamet and
Registration District of Chennai.

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IN THE HIGH COURT OF JUDICATURE AT MADRAS.
(Appellate Jurisdiction.)

O.S.A.No. 102 of 2019.

L.DESNADAYALAN,

son of G.Loganathan,

Appellant.

VS

L.AJAYTHARANAN,

and 5 others,

Respondents.

MEMO FILED BY THE FIRST RESPONDENT/ PLAINTIFF.

The First Respondent respectfully submits as follows:

1. The First Respondent states that he is willing to accept the annexed proposal in respect of the Schedule-A Anna Selvi Commercial Property and the Schedule-B House Property.

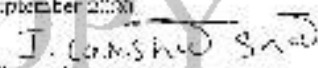
2. The First Respondent states that he has forwarded the confirmation by a signed Letter dated 11.09.2020, sent by e-Mail from United States of America, to his counsel along with a note of confirmation signed.

3. The First Respondent submits that the said Memo dated 11.09.2020, filed along with the Philippines Letter dated 10.09.2020 sent by the First Respondent along the Self-Attested Sketch of Schedule-A Commercial Property with an endorsement "This Proposal Accepted", may be recorded.

4. The First Respondent states that as assured and undertaken by the Appellant, the Appellant may be directed to issue a writ to demarcate the 2/3rd of the Schedule-A Commercial Property allotted to the First Respondent and Respondents 2 to 5, and deliver the Vacant Possession to the Advocate-Commissioner a month's time to facilitate and expedite Auction of 2/3rd of the Schedule-A ~~Commercial~~ Property to be jointly allotted to the First Respondent and Respondents 2 to 5.

5. The First Respondent states that sufficient time may be granted to the Appellant and the Respondents 2 to 5 to vacate the Schedule-B House Property in their joint possession and deliver vacant possession to the Advocate-Commissioner to facilitate and expedite Auction of Schedule-B House Property.

Dated at Chennai this 11th day of September 2020.


J. Ganesha Sankar
Counsel for First Respondent.

Encl: 1. Confirmation Letter dated 10.9.2020 received from First Respondent.

2. First Respondent's Self Attested Sketch Containing Allotment of 2/3rd Share in Schedule-A Commercial Property to all Respondents 1-5 herein.

10.09.2020.

I, L. Anantharaman, hereby confirm and accept the proposal given by my Elder Brother Mr. L. Deenadayalan, I have gone through the Online Copy of the Honble High Court made in O.S.A.No.102 of 2019.

I agree to the proposal that he retains of 13'-2" by 73'-3" property in Site A extent of 894.3 sq.ft towards his 1/3rd share of property and giving possession of the remaining property 2088.6 sq.ft of property with 24'-4" as frontage towards the remaining 2/3rd Un-Corred Share belonging to all the Schedule A, Areas. Said Property to the advocate commission for further proceedings as confirmed by me and countersigned by me this day and forwarded to you this.

I state this as of the Schedule B House Property, as my other two brothers L. Deenadayalan and L. Anantharaman have agreed to vacate and deliver vacant possession of the entire Schedule B House Property to the Advocate Commission, for conduct Public Auction, and share the Sale Proceeds equally with me, I give consent for the Sale of the entire Schedule B House Property and equal share the Sale Proceeds derived from such Public Auction.

L. Anantharaman
(L. ANANTHARAMAN)

Encl: One Self-Attested Copy of the Sketch of Schedule A Property, in which allotment of 2/3rd Un-Corred Share as shown specifically in the Sketch along with my elder brother L. Anantharaman, and his family members.
Respondents 2-6 in O.S.A.No.102 of 2019, pending on the file of Hon'ble High Court - Madurai

सत्यमेव जयते

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IN THE HIGH COURT OF JUDICATURE AT MADRAS

O.S.A.No. 102 of 2019

L.Desaiarayanan

..Appellant

.Vs.

- 1.L.Anantharaman
- 2.L.Janaitharan
- 3.Jayashree Jonanthagan
- 4.Pavithra Rajamurugan
- 5.Anusuya I.Konaleswari
- 6.Sindheja Sathishkumar

..Respondents

MEMORANDUM FILED BY THE RESPONDENTS 2 to 6

The appellant herein had given a proposal on 08.09.2020, wherein the appellant will retain the property measuring 12'-2" by 23'-3" consisting of 894.3 Sq.ft as his 1/3rd share and giving possession of the remaining 2/3rd share of the Schedule A property to the advocate commissioner measuring 2086.6 Sq.ft with 24'-4" as frontage for further proceedings. The said proposal was accepted by respondents 2 to 6 and the respondents 2 to 6 have confirmed the same by e mail and the copies of the mails are appended with the memorandum.

The respondent 2 to 6 require some time to vacate the Schedule B property and they would handover vacant possession of their portion of Schedule B property to Advocate commissioner by 01.01.2021, to bring the property for auction.

It is therefore prayed that the Honorable Court may be pleased to pass suitable Orders and thus render Justice.

Dated at Chennai this the 11th day of September 2020


Counsel for Respondents 2 to 6



Raja P <raja@rajalegal.com>

O.S.A.No.102 of 2019 - Consent

1 message

Janardhanan L <janardhana.loganathan@gmail.com>
To: raja@rajalegal.com

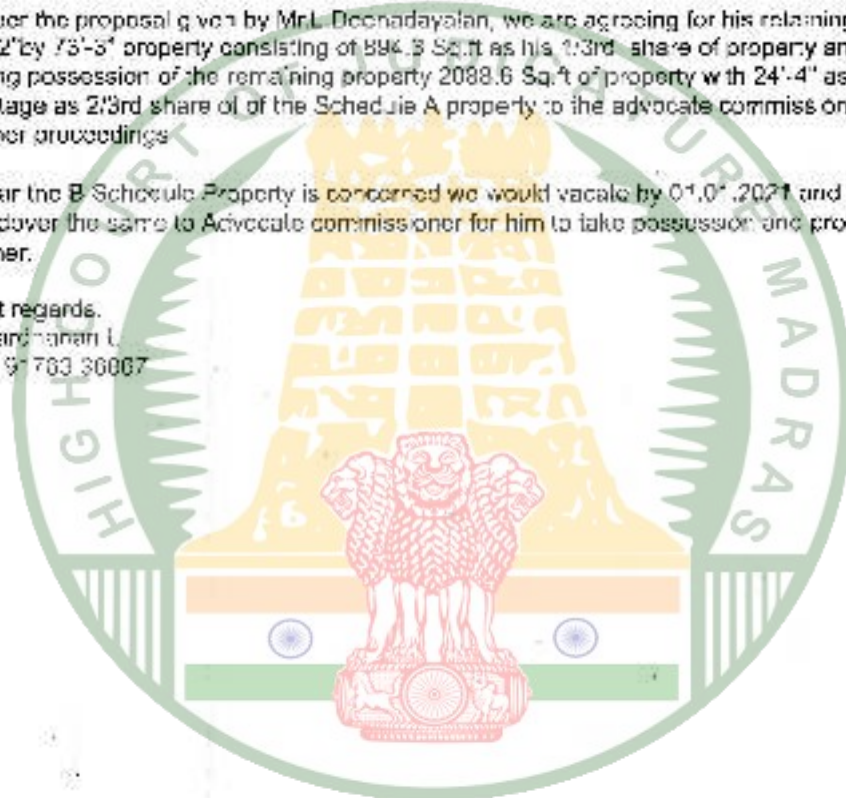
Thu, Sep 10, 2020 at 10:57 PM

Dear Mr. Raja

As per the proposal given by Mr.L. Deenadayalan, we are agreeing for his retaining of 12'-2" by 73'-3" property consisting of 894.3 Sq.ft as his 1/3rd share of property and giving possession of the remaining property 2088.6 Sq.ft of property with 24'-4" as frontage as 2/3rd share of of the Schedule A property to the advocate commissioner for further proceedings.

As far the B Schedule Property is concerned we would vacate by 01.01.2021 and handover the same to Advocate commissioner for him to take possession and proceed further.

Best regards,
Janardhanan L
+91 91763 30007



WEB COPY



Raja P <raja@rajalegal.com>

Sub : O.S.A.No.102 of 2019 - Consent

1 message

Jayashree.J <jayashree3165@gmail.com>
To: raja@rajalegal.com

Thu, Sep 10, 2020 at 11:01 PM

Dear Mr. Raja

As per the proposal given by Mr.L.Durandayalan, we are agreeing for his retaining of 12' 2" by 73' 3" property consisting of 894.3 Sq.ft. as his 1/3rd share of property and giving possession of the remaining property 2088.6 Sq.ft of property with 24' 4" as frontage as 2/3rd share of of the Schedule A property to the advocate commissioner for further proceedings.

As far the B Schedule Property is concerned we would vacate by 01.01.2021 and handover the same to Advocate commissioner for him to take possession and proceed further.

Best regards
Jayashree Jandentharam
+91 95660 41517



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21/10/2020

mailto:rajalegal.com:O.S.A.No.102 of 2019



Raja P <raja@rajalegal.com>

O.S.A.No.102 of 2019

1 message

Pavithra Rajamurugan <pavinimal@gmail.com>
To: Raja P <raja@rajalegal.com>

Fri, Sep 11, 2020 at 1:01 PM

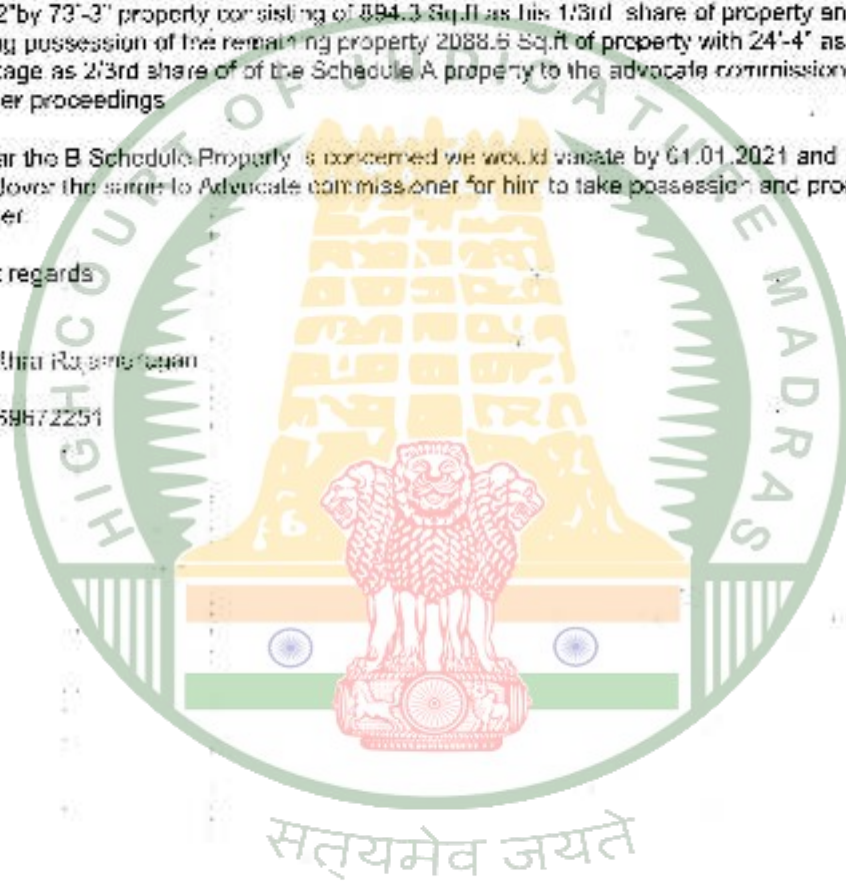
Dear Mr. Raja

As per the proposal given by Mr.L.Deenadayalan, we are agreeing for his retaining of 12'-2" by 73'-3" property consisting of 894.3 Sq.ft as his 1/3rd share of property and giving possession of the remaining property 2088.6 Sq.ft of property with 24'-4" as frontage as 2/3rd share of of the Schedule A property to the advocate commissioner for further proceedings.

As far the B Schedule Property is concerned we would vacate by 01.01.2021 and handover the same to Advocate commissioner for him to take possession and proceed further.

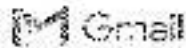
Best regards

Pavithra Rajamurugan
079658672251



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https://hcservices.ecourts.gov.in/hcservices/



Raja P <raja@rajallegal.com>

O.S.A.No.102 of 2019 - Consent

1. பரவல்

Abi/Anu_Sathish <abramijana@gmail.com>
To: Raja P <raja@rajalegal.com>

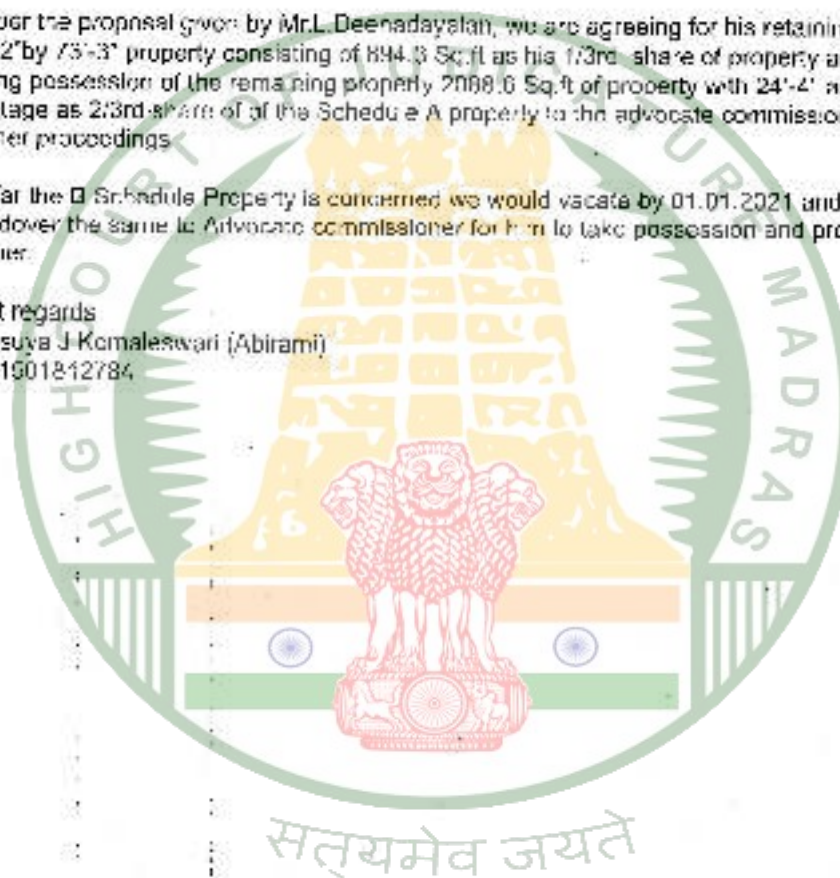
Thu, Sep 10, 2020 at 10:53 PM

Dear Mr. Raja,

As per the proposal given by Mr.L.Deenadayalan, we are agreeing for his retaining of 12'-2" by 73'-3" property consisting of 894.8 Sq.ft as his 1/3rd share of property and giving possession of the remaining property 2098.6 Sq.ft of property with 24'-4" as frontage as 2/3rd share of the Schedule A property to the advocate commissioner for further proceedings.

As far the Schedule Property is concerned we would vacate by 01.01.2021 and handover the same to Advocate commissioner for him to take possession and proceed further.

Best regards
Anusuya J Komaleswari (Abirami)
+971901812784



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Raja P <rajs@rajalegal.com>

message

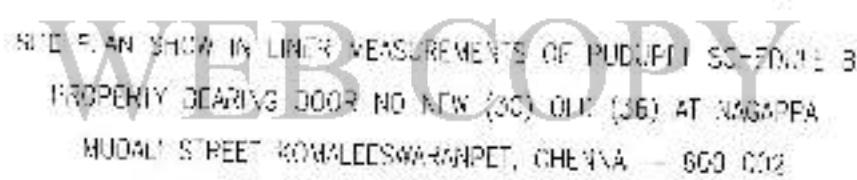
Thu, Sep 10, 2020 at 11:06 PM

Best regards



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4. All the three learned counsels have only submitted that the Decree may be executed in the aforesaid agreed manner and the parties may be allowed to handover the vacant possession of both the A schedule and B schedule properties in the manner agreed aforesaid by the end of 31st December 2020 and the Advocate Commissioner Mr.Parthiban may be directed to sell the divided portions, namely, the 2/3rd share of A Schedule property and entire B Schedule property in the next three months in public auction, by the end of 31st March 2021.

5. The Advocate Commissioner Mr. Parthiban already appointed by the learned Single Judge shall complete the said process of auction and submit report before this Court by the end of 15th April 2021.

6. Learned Single Judge (trial Court) is requested to supervise the implementation and execution of the aforesaid agreed order passed on the consent of all the both parties in the present Original Side Appeal and then dispose of the Civil Suit C.S.No.433 of 2014 and connected proceedings accordingly.

7. The appellant/ L. Deenadayalan, while handing over the possession of the 2/3rd property of A schedule property, will construct a wall on his 1/3rd share of property at his own cost on or before 31.12.2020 and hand over possession of the remaining 2/3rd part of the property to the Advocate Commissioner Mr. Parthiban immediately after 31st December 2020, say before 1st January 2021.

8. It is made clear that no extension of time in this regard shall be granted.

9. Both the learned counsels Mr.I. Lakshmana Shankar appearing for 1st respondent and Mr.P.Raja appearing for the respondents 2 to 6 have filed Memorandums along with the copies of the e-mails of the respective parties giving their consent to the aforesaid proposals and the scanned copies of which are re-produced above, have vouched for their authenticity.

IN THE HIGH COURT OF JUDICATURE AT MADRAS.
(Appellate Jurisdiction.)

O.S.A.No. 102 of 2019.

L.DESNADAYALAN,

son of G.Loganathan,

Appellant.

VS

L.AJAYTHARANAN,

and 5 others,

Respondents.

MEMO FILED BY THE FIRST RESPONDENT/ PLAINTIFF.

The First Respondent respectfully submits as follows:

1. The First Respondent states that he is willing to accept the annexed proposal in respect of the Schedule-A Anna Selvi Commercial Property and the Schedule-B House Property.

2. The First Respondent states that he has forwarded the confirmation by a signed Letter dated 11.09.2020, sent by e-Mail from United States of America, to his counsel along with a note of confirmation therein.

3. The First Respondent submits that the said Memo dated 11.09.2020, filed along with the Philippines Letter dated 10.09.2020 sent by the First Respondent along the Self-Attested Sketch of Schedule-A Commercial Property with an endorsement "This Proposal Accepted", may be recorded.

4. The First Respondent states that as assured and undertaken by the Appellant, the Appellant may be directed to issue a writ to demarcate the 2/3rd of the Schedule-A Commercial Property allotted to the First Respondent and Respondents 2 to 5, and deliver the Vacant Possession to the Advocate-Commissioner a month's time to facilitate and expedite Auction of 2/3rd of the Schedule-A ~~2/3rd~~ Property to be jointly allotted to the First Respondent and Respondents 2 to 5.

5. The First Respondent states that sufficient time may be granted to the Appellant and the Respondents 2 to 5 to vacate the Schedule-B House Property in their joint possession and deliver vacant possession to the Advocate-Commissioner to facilitate and expedite Auction of Schedule-B House Property.

Dated at Chennai this 11th day of September 2020.

J. GANESH SANKAR
Counsel for First Respondent.

Encl: 1. Confirmation Letter dated 10.9.2020 received from First Respondent.

2. First Respondent's Self Attested Sketch Containing Allotment of 2/3rd Share in Schedule-A Commercial Property to all Respondents 1-5 herein.

10.09.2020.

I, L. Anantharaman, hereby confirm and accept the proposal given by my Elder Brother Mr. L. Deenadayalan, I have gone through the Online Copy of the Honble High Court made in O.S.A.No.102 of 2019.

I agree to the proposal that he retains of 13'-2" by 73'-3" property in Site A extent of 894.3 sq.ft towards his 1/3rd share of property and giving possession of the remaining property 2088.6 sq.ft of property with 24'-4" as frontage towards the remaining 2/3rd Un-Corred Share belonging to all the Schedule A, Area, Said Property to the advocate commission for further proceedings as confirmed by me and countersigned by me this day and forwarded to you this.

I state the use of the Schedule B House Property, as my other two brothers L. Deenadayalan and L. Anantharaman have agreed to vacate and deliver vacant possession of the entire Schedule B House Property to the Advocate Commission, for Arbitrate Public Auction, and share the Sale Proceeds equally with me, I give consent for the Sale of the entire Schedule B House Property and equal share the Sale Proceeds derived from such Public Auction.

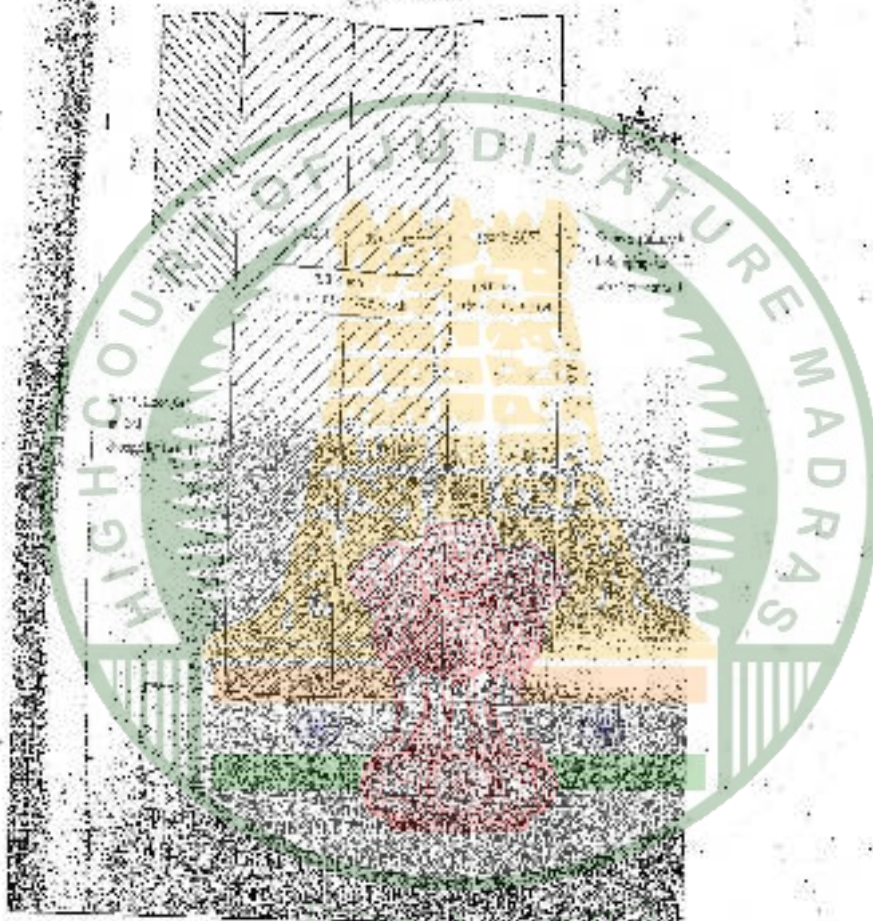
L. Anantharaman
(L. ANANTHARAMAN)

Encl: One Self-Arrested Copy of the Sketch of Schedule A Property, in which allotment of 2/3rd Un-Corred Share as shown specifically in the Sketch along with my elder brother L. Anantharaman, and his family members.
Respondents 2-6 in O.S.A.No.102 of 2019, pending on the file of Hon'ble High Court - Madras

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SCHEDULE PROJECTS SKETCH FOR DIVISION



THIS PROJECT ACCEPTED
By JUDGE E.L. ANJALIAH
SEPT. 10, 2020

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IN THE HIGH COURT OF JUDICATURE AT MADRAS

O.S.A.No. 102 of 2019

L.Desandayalan

..Appellant

.Vs.

- 1.L.Anantharaman
- 2.L.Janaathanan
3. Jayashree Jonanthagan
4. Pavithra Rajamurugan
5. Anusuya I.Konaleswari
6. Sindheja Sathishkumar

..Respondents

MEMORANDUM FILED BY THE RESPONDENTS 2 to 6

The appellant herein had given a proposal on 08.09.2020, wherein the appellant will retain the property measuring 12'-2" by 23'-3" consisting of 894.3 Sq.ft as his 1/3rd share and giving possession of the remaining 2/3rd share of the Schedule A property to the advocate commissioner measuring 2086.6 Sq.ft with 24'-4" as frontage for further proceedings. The said proposal was accepted by respondents 2 to 6 and the respondents 2 to 6 have confirmed the same by e mail and the copies of the mails are appended with the memorandum.

The respondent 2 to 6 require some time to vacate the Schedule B property and they would handover vacant possession of their portion of Schedule B property to Advocate commissioner by 01.01.2021, to bring the property for auction.

It is therefore prayed that the Honorable Court may be pleased to pass suitable Orders and thus render Justice.

Dated at Chennai this the 11th day of September 2020


Counsel for Respondents 2 to 6



Raja P <raja@rajalegal.com>

O.S.A.No.102 of 2019 - Consent

1 message

Janardhanan L <janardhana.loganathan@gmail.com>
To: raja@rajalegal.com

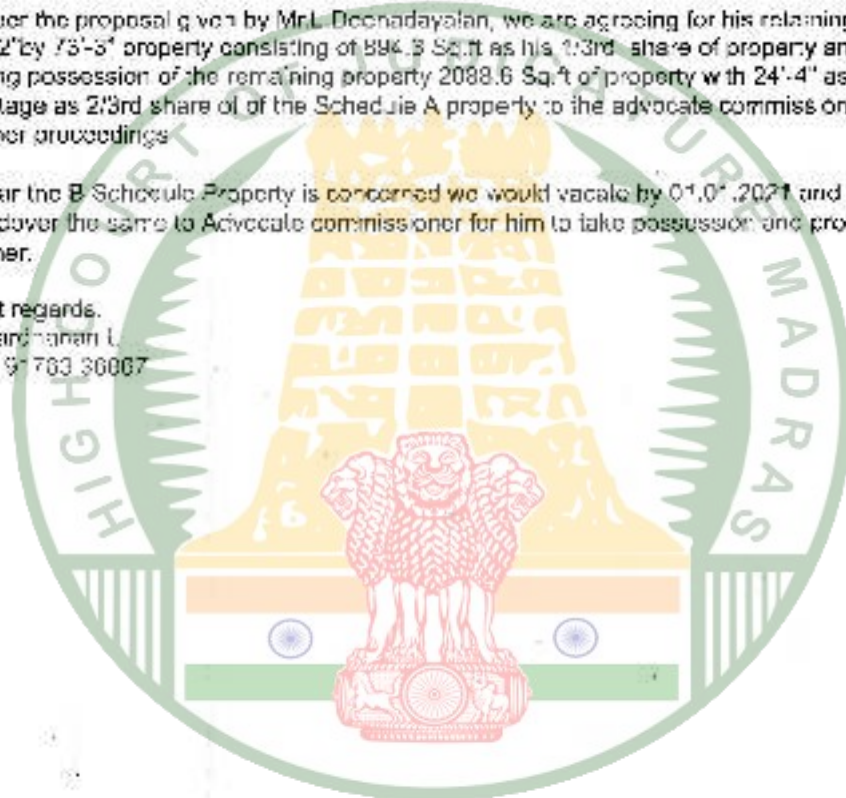
Thu, Sep 10, 2020 at 10:57 PM

Dear Mr. Raja

As per the proposal given by Mr.L. Deenadayalan, we are agreeing for his retaining of 12'-2" by 73'-3" property consisting of 894.3 Sq.ft as his 1/3rd share of property and giving possession of the remaining property 2088.6 Sq.ft of property with 24'-4" as frontage as 2/3rd share of of the Schedule A property to the advocate commissioner for further proceedings.

As far the B Schedule Property is concerned we would vacate by 01.01.2021 and handover the same to Advocate commissioner for him to take possession and proceed further.

Best regards,
Janardhanan L
+91 91763 30007



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Raja P <raja@rajalegal.com>

Sub : O.S.A.No.102 of 2019 - Consent

1 message

Jayashree.J <jayashree3165@gmail.com>
To: raja@rajalegal.com

Thu, Sep 10, 2020 at 11:01 PM

Dear Mr. Raja

As per the proposal given by Mr.L.Durandayalan, we are agreeing for his retaining of 12' 2" by 73' 3" property consisting of 894.3 Sq.ft. as his 1/3rd share of property and giving possession of the remaining property 2088.6 Sq.ft of property with 24' 4" as frontage as 2/3rd share of of the Schedule A property to the advocate commissioner for further proceedings.

As far the B Schedule Property is concerned we would vacate by 01.01.2021 and handover the same to Advocate commissioner for him to take possession and proceed further.

Best regards
Jayashree Jandentharam
+91 95660 41517



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Raja P <raja@rajallegal.com>

O.S.A.No.102 of 2019

1 message

Pavithra Rajamurugan <pavinimal@gmail.com>
To: Raja P <raja@rajallegal.com>

Fri, Sep 11, 2020 at 1:01 PM

Dear Mr. Raja

As per the proposal given by Mr.L.Deenadayalan, we are agreeing for his retaining of 12'-2" by 73'-3" property consisting of 894.3 Sq.ft as his 1/3rd share of property and giving possession of the remaining property 2088.6 Sq.ft of property with 24'-4" as frontage as 2/3rd share of of the Schedule A property to the advocate commissioner for further proceedings.

As far the B Schedule Property is concerned we would vacate by 01.01.2021 and handover the same to Advocate commissioner for him to take possession and proceed further.

Best regards

Pavithra Rajamurugan
079658672251



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1 message

Thu, Sep 10, 2020 at 10:53 PM

Best regards
Anusuya J Komaleswari (Abirami)
+971501812784



WEB COPY

Gmail

Raja P <rajs@rajalegal.com>

O.S.A. No.102 of 2019

1 message

sathish sindhu <sathishsindhu21@gmail.com>

Thu, Sep 10, 2020 at 11:06 PM

To: Raja P <rajs@rajalegal.com>

Dear Mr. Raja

As per the proposal given by Mr.L.Deenadayalan, we are agreeing for his retaining of 12'-2" by 73'-3" property consisting of 894.3 Sq.ft as his 1/3rd share of property and giving possession of the remaining property 2058.6 Sq.ft of property with 24'-4" as frontage as 2/3rd share of of the Schedule A property to the advocate commissioner for further proceedings.

As far the B Schedule Property is concerned we would vacate by 31.09.2021 and handover the same to Advocate commissioner for him to take possession and proceed further.

Best regards



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10. We expect the said orders to be implemented and executed in true letter and spirit in a time bound manner as aforesaid.

11. We put on record the appreciation of all the three learned counsel involved in this matter, who have rightly advised the parties to put an end the dispute that arose between the three brothers, by such aforesaid mutual consent and agreement in the aforesaid manner.

12. The Original Side Appeal is, therefore, disposed of in the above terms. Consequently, the connected C.M.P.No.9645 of 2019 & C.M.P.No.22683 of 2019 are closed. No costs.

Sd/-
Assistant Registrar (CS-III)

//True Copy//

Sub Assistant Registrar

msr

To

The Sub Assistant Registrar,
Original Side,
High Court, Madras.

O.S.A.No.102 of 2019 &
C.M.P.No.9645 of 2019 &
C.M.P.No.22683 of 2019

MP (CO)
CB(15/04/2021)

सत्यमेव जयते
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