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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED :05.08.2021

CORAM

THE HONOURABLE MRS. JUSTICE R. HEMALATHA

S.A.No. 615 of 2008

1. Kunja Asari
2. Thangavel
3. Thiyagarajan
4. Sivalingam
5. Shanmmugam

...Appellants/Defendants

Vs.

Ramasamy

...Respondent/Defendant

Prayer: Second Appeal filed under Section 100 of the Civil Procedure praying to set aside the decree and judgment dated 31.10.2006 on the file of the Sub Judge, Bhavani, in A.S. No.48 of 2005, upholding the decree and judgment dated 01.03.2005 passed by the trial court in O.S. No.557 of 2004.

For Appellants : Mr. T. Balaji

JUDGMENT

The learned counsel appearing for the appellants seeks permission of this Court to withdraw the Second Appeal and also undertook to file a memo in this regard through e-mail to the Registry.

2. Recording the submission made by the learned counsel for the appellants, the Second Appeal is dismissed as withdrawn with a liberty to file a fresh suit if the respondent disturbs the possession of the plaintiffs.

s/d-

Assistant Registrar(CS-IX)

True Copy

Sub-Assistant Registrar

bga

To

1.The Subordinate Judge, Bhavani

2.The Principal District Munsif, Bhavani.
Erode District



3.The Section Officer, VR Section,
High Court, Madras-104.

+1 CC to Mr.A. Thiyagarajan, Advocate sr 38721.

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S.A.No.615 of 2008

MG (CO)

SP (18/08/2021)