



WEB COPY

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 02.12.2021

CORAM

THE HONOURABLE MR.JUSTICE T.RAJA
and
THE HONOURABLE MR.JUSTICE D.BHARATHA CHAKRAVARTHY

A.S.No.209 of 2019

- 1.Dhanalakshmi
- 2.Sarasu
- 3.Arukkani
- 4.Nachammal

... Appellants/Plaintiffs1 to 3/4th defendant

-vs-

- 1.Ponnan @ Karumana Gounder
- 2.Muthusamy
- 3.Soundaram

... Respondents1 to 3/Defendants

Appeal Suit filed under Section 96 read with Order XLI Rule 1 of CPC. against the judgment and decree dated 11.10.2018 on the file of the learned Additional District Judge, Namakkal, passed in O.S.No.28 of 2013.

For Appellants : Mr.I.Abrar Mohammed Abdullah

For Respondents: Mr.S.Senthil Kumar

JUDGMENT

(Judgment of the Court was pronounced by T.RAJA, J.)

This Appeal Suit has been filed against the judgment and decree dated 11.10.2018 passed in O.S.No.28 of 2013 by the learned Additional District Judge, Namakkal in and by which a preliminary decree was passed for partition of the suit properties thereby allotting 1/6th share each over the Schedule I of the suit properties by metes and bounds to the plaintiffs and the 4th defendant therein/appellants herein with a specific finding that they have got no share over the Schedule No.II of the suit properties.

2. When the matter was called to-day, it was represented on either side that the dispute between the parties has been settled out of Court, therefore, the appeal may be dismissed as settled out of Court and a memo to that effect was also filed by the learned Counsel for the appellants.



WEB COPY

3. Recording the same, the Appeal Suit is dismissed as Settled out of Court. No costs. Registry is directed to refund half of the court fee to the appellants as per law.

Sd/-
Assistant Registrar(CS II)

//True Copy//

Sub Assistant Registrar

tsi

To
The Additional District Judge, Namakkal.

Copy to:
The Section Officer,
VR Section,
High Court, Madras

2. The Section Officer,
Correspondence Seat,
Current Section,
High Court, Madras.

(with the to refund half of the court
fee to the appellants as per law)

A.S.No.209/2019

EV(CO)
A.SK(21.12.2021)