



IN THE HIGH COURT OF JUDICATURE AT MADRAS

(Civil Appellate Jurisdiction)

Wednesday, the Twenty Second day of December Two Thousand

Twenty One

PRESENT

THE HON`BLE MR.JUSTICE N.SESHASAYEE

C.M.P.Nos.20621 & 20624 of 2021

in A.S.No.1137 of 1995

UPENDRA GUPTA [PETITIONER IN CMP.No.20621 of 2021]

N.RAJENDRAN [PETITIONER IN CMP.No.20624 of 2021]

Vs

1 SUDHIR V.JOSHI [RESPONDENTS IN CMP.No.20621 of 2021]
S/O.V.J.JOSHI,
REP. BY POWER OF
ATTORNEY AGENT
PRITAM LALCHAND MAHTANI,
13, THAMBUCHETTY STREET,
CHENNAI-600 001

R.N.SURYANARAYANA IYER, (DECEASED)
NAME DELETED VIDE ORDER DATED 31.08.2005
IN CMP.No.3754 & 9654 of 2005

2 S.NAGAMMAL

3 R.S.RAMAKRISHNAN

R2, R3 ADDED AS PARTY RESPONDENTS AND THE
RANK OF EXISTING RESPONDENTS ALTERED AS
3 TO 59 VIDE ORDER DATED 31.08.2015 IN
CMP.No.3754 & 9654/2005

4 V.VARADHAN

5 R.BALAKRISHNAN

6 INDIAN BANK,
NO.17, NORTH BEACH ROAD,
CHENNAI-600 001

7 K.S.GOVINDASWAMY



9 S.CHANDRAVADANA

10 S.MANI

11 E.KANNIAPPAN

12 R.ARJUN NADAR

13 P.SUSHEELA

14 P.MANICKAM

15 P.BHAVANI

16 A.N.GOVINDAN

17 K.MURTHI

18 K.VEERASWAMY

19 A.VALLABHADAS

20 S.NAGARATHINAMMAL

21 K.RADHA

22 R.RAJASANTHANAM

23 P.SAKTHIVEL

24 M.SANKARALINGAM

25 K.RAMACHANDRAN

26 S.DEVLATH BEEVI

27 R.RAJKUMAR

28 SHALINI GUPTA

29 S.DEVIKA

30 VENKATRAMAN

31 ARPUTHARAJ MARIAL (DECEASED)

32 G.KRISHNAVENIAMMAL

33 M.SHANMUGASUNDARAM



35 S. SAMBANDAN

36 A. SAROJA

37 G. SANDHALINGAM

38 SEETHARAMAN

39 HARMINA MIRANDI

40 R. RAMAMURTHI

41 P. SAKUNTHALA

42 R. JEYAKODI

43 C. MUTHURAMALINGAM

44 N. RAJENDRAN

45 S. RANGANAYAKI

46 R. RAGHU

47 IKRAMULLA

48 S. KANAKA

49 S. VEDAPURI

50 R. KASTURI RAJALAKSHMI

51 S. PADMAVATHI AMMAL

52 M. BHARGAVI AMMAL (DECEASED)

53 S. SOMASUNDARAM

54 KOTTEESWARAN

55 VARUVEL

56 N. GOPINATH

57 G. LAKSHMANASWAMY

58 R. GOPINATHAN

59 N. MURUGESAN

60 JOSEPHINE ARPUTHARAJ



61 MARIA CAROLINE

62 PRIYANKA CHRISTINA

63 ANTONIAMMAL

RR 60 TO 63 BROUGHT ON RECORD AS LRS DECEASED
R 31 VIDE ORDER DATED 09.01.2012 MADE IN
CMP.Nos.248 TO 250/2011 IN AS.No.1137 OF 1995

64 MALIKA BEGUM

65 T.THANGAIAH

66 E.EMPERUMAN

67 GOVINDAMMAL@ RAMA THILAGAM

68 RADHARAMU

69 K.GOWRIBAI

70 G.SEKAR

71 P.KAMALA

72 P.HARESH

73 BALAN

74 SOUTH INDIA ASSEMBLIES OF GOD
REP. BY REVERENT I. CHRISTHUOSS,
THE REGIONAL OVERSEER,
NORTH CENTRAL REGION AND SENIOR PASTOR,
HOPE A.G. CHURCH,
NO.1, DEVI KARUMARIAMMAN NAGAR,
PALLIKARANAI, CHENNAI 600100

75 T.CHRITHUOSS

RR 64 TO 75 IMPEADED AS PARTY,
RESPONDENT VIDE ORDER OF COURT DT.
23/02/2007 BY RSMJ MADE CMP.Nos.2315
TO 2322, 2337, 3030 & 3022/2017
IN AS No.1137/1995.

76 HEMALATHA

77 PREMALATHA

RR 76 & 77 BROUGHT ON RECORD AS LRS
OF THE DECEASED 52 RESPONDENT VIDE
COURT ORDER DATED 22.06.2017 BY NKKJ
CMP.NO.3551/2017.



WEB COPY

78 DILDAR JAHAN
RR 78 RESPONDENT IMPEADED AS PARTY
VIDE ORDER OF COURT DATED 22/06/2017
BY NKKJ IN CMP.NO.4980/2017.

1 SUDHIR V.JOSHI [RESPONDENTS IN CMP.No.20624 of 2021]
S/O.V.J.JOSHI,
REP. BY POWER OF
ATTORNEY AGENT
PRITAM LALCHAND MAHTANI,
13, THAMBUCHETTY STREET,
CHENNAI-600 001

R.N.SURYANARAYANA IYER, (DECEASED)
NAME DELETED VIDE ORDER DATED 31.08.2005
IN CMP.No.3754 & 9654 of 2005

2 S.NAGAMMAL

3 R.S.RAMAKRISHNAN

R2, R3 ADDED AS PARTY RESPONDENTS AND THE
RANK OF EXISTING RESPONDENTS ALTERED AS
3 TO 59 VIDE ORDER DATED 31.08.2015 IN
CMP.No.3754 & 9654/2005

4 V.VARADHAN

5 R.BALAKRISHNAN

6 INDIAN BANK,
NO.17, NORTH BEACH ROAD,
CHENNAI-600 001

7 K.S.GOVINDASWAMY

8 P.V.SOUNDARI AMMAL

9 S.CHANDRAVADANA

10 S.MANI

11 E.KANNIAPPAN

12 R.ARJUN NADAR

13 P.SUSHEELA

14 P.MANICKAM

15 P.BHAVANI



17 K.MURTHI

18 K.VEERASWAMY

19 A.VALLABHADAS

20 S.NAGARATHINAMMAL

21 UPENDRA GUPTA

22 K.RADHA

23 R.RAJASANTHANAM

24 P.SAKTHIVEL

25 M.SANKARALINGAM

26 K.RAMACHANDRAN

27 S.DEVLATH BEEVI

28 R.RAJKUMAR

29 SHALINI GUPTA

30 S.DEVIKA

31 VENKATRAMAN

32 ARPUTHARAJ MARIAL (DECEASED)

33 G.KRISHNAVENIAMMAL

34 M.SHANMUGASUNDARAM

35 K.JOTHIBAI

36 S.SAMBANDAN

37 A.SAROJA

38 G.SANDHALINGAM

39 SEETHARAMAN

40 HARMINA MIRANDI

41 R.RAMAMURTHI

42 P.SAKUNTHALA



44 C.MUTHURAMALINGAM

45 S.RANGANAYAKI

46 R.RAGHU

47 IKRAMULLA

48 S.KANAKA

49 S.VEDAPURI

50 R.KASTURI RAJALAKSHMI

51 S.PADMAVATHI AMMAL

52 M.BHARGAVI AMMAL (DECEASED)

53 S.SOMASUNDARAM

54 KOTTEESWARAN

55 VARUVEL

56 N.GOPINATH

57 G.LAKSHMANASWAMY

58 R.GOPINATHAN

59 N.MURUGESAN

60 JOSEPHINE ARPUTHARAJ

61 MARIA CAROLINE

62 PRIYANKA CHRISTINA

63 ANTONIAMMAL

RR 60 TO 63 BROUGHT ON RECORD AS LRS DECEASED
R 31 VIDE ORDER DATED 09.01.2012 MADE IN
CMP.Nos.248 TO 250/2011 IN AS.No.1137 OF 1995

64 MALIKA BEGUM

65 T.THANGAIAH

66 E.EMPERUMAN

67 GOVINDAMMAL@ RAMA THILAGAM

68 RADHARAMU



69 K.GOWRIBAI

70 G.SEKAR

71 P.KAMALA

72 P.HARESH

73 BALAN

74 SOUTH INDIA ASSEMBLIES OF GOD
REP. BY REVERENT I. CHRISTHUDOSS,
THE REGIONAL OVERSEER,
NORTH CENTRAL REGION AND SENIOR PASTOR,
HOPE A.G. CHURCH,
NO.1, DEVI KARUMARIAMMAN NAGAR,
PALLIKARANAI, CHENNAI 600100

75 T.CHRITHUDOSS

RR 64 TO 75 IMPEADED AS PARTY,
RESPONDENT VIDE ORDER OF COURT DT.
23/02/2007 BY RSMJ MADE CMP.Nos.2315
TO 2322, 2337, 3030 & 3022/2017
IN AS No.1137/1995.

76 HEMALATHA

77 PREMALATHA

RR 76 & 77 BROUGHT ON RECORD AS LRS
OF THE DECEASED 52 RESPONDENT VIDE
COURT ORDER DATED 22.06.2017 BY NKKJ
CMP.No.3551/2017.

78 DILDAR JAHAN

RR 78 RESPONDENT IMPEADED AS PARTY
VIDE ORDER OF COURT DATED 22/06/2017
BY NKKJ IN CMP.NO.4980/2017.

Petition praying that in the circumstances stated therein and in the affidavit filed therewith the High Court will be pleased to record the compromise memo entered the Petitioner/ 20th respondent and the respondent/ appellant and pass order in A.S.No.1137 of 1995 and thus render justice [in CMP.No.20621 of 2021];

2.To record the Memo of Compromise entered the Petitioner/ 44th respondent and the respondent/appellant in A.S.No.1137 of 1995 and thus render justice [in CMP.No.20624 of 2021]



Order : These petitions coming on this day for hearing upon perusing the petition and the affidavit filed in support thereof and upon hearing the arguments of MR.M.KAMALANATHAN, Advocate for the petitioner in both the petitions and of MR.K.V.ANANTHAKRISHNAN, Advocate for the 1 to 4 Respondents in both the petitions, the court made the following order:-

This matter has been reserved for orders and this Court was alerted that given the nature of the case and the complexities involved, rather than going for an adjudicatory option, settlement would be a better option. This Court has accordingly waited and this Court is now informed there is a settlement happening between both sides. As part of that process, earlier there was another matter settled in C.M.P. No. 2680 of 2016. Today, two more respondents have come forward to compromise the matter.

2. This Court is satisfied with the legality of compromise made and the compromise is accordingly recorded.

3. Registry is directed to return Ex.P26 and Ex.P40 to the respective petitioners herein. Registry is further directed to return Ex.A38 to the petitioner in C.M.P. No. 2680 of 2016.

-sd/-

22/12/2021

/ TRUE COPY /

Sub-Assistant Registrar (Statistics / C.S.)
High Court, Madras - 600 104.

TO

THE XII ASSISTANT JUDGE,
CITY CIVIL COURT, MADRAS

COPY TO

THE SECTION OFFICER,
VR SECTION, HIGH COURT,
MADRAS

Order
in
C.M.P.Nos.20621 & 20624 of 2021
in A.S.No.1137 of 1995

Date :22/12/2021

From 26.2.2001 the Registry is issuing certified
copies of the Interim Orders in this format