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IN THE HIGH COURT OF JUDICATURE AT MADRAS

(ORDINARY ORIGINAL CIVIL JURISDICTION)

THURSDAY, THE 29TH DAY OF JULY 2021

THE HON'BLE DR. JUSTICE G. JAYACHANDRAN

C.S. No.393 of 2017

M/s. Radiance Media P.Ltd.
Rep. by its authorized signatory
N.Srinivasan
Having registered office at
Khivraj Complex-II, 6th Floor,
480, Anna Salai,
Nandanam,
Chennai – 600 035.

... Plaintiff

-Versus-

1. M/s. Magic Frames
Partnership Firm,
Rep. by its Partner R. Sarath Kumar,
Having Office at No. 14, Jayammal Street,
Tenampet,
Chennai- 600018
2. Mr. R. Sarath Kumar
Partner of M/s. Magic Frames,
3. Mrs. R. RadikaaSarath Kumar
Partner of M/s. Magic Frames,

Both are having office at
No. 14, Jayammal Street,
Tenampet, Chennai- 600 018.



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4. Mr. Listin Stephen
Partner of M/s. Magic Frames,
Having office at
No. 14, Jayammal Street,
Tenampet, Chennai- 600 018.

... Defendants

C.S.No. 393 of 2017

Civil Suit praying that this Hon'ble Court be pleased to grant a Judgement and Decree as against the defendants and in favour of the plaintiff.

- A) Directing the defendants to pay a sum of Rs. 2,00,00,000/- (Rupees Two Crores Only) along with interest at the rate of 18 percent per annum since the date of return of cheques unpaid till the date of realization of the amount; and
- B) Directing the defendants to pay the cost of the suit.

This suit coming on this day before this court for hearing in the presence of Mr. Rajagopal Vasudevan for M/s.R.Bhagawat Krishna, Advocates for the plaintiffs herein and Mr.E.K. Kumaresan, Advocate for the defendants herein and upon reading the plaint filed herein and in view of the compromise memo entered between the parties, this court has directed the third respondent to give no objection for withdrawal of Rs. 2 Crores, which was deposited earlier, by the Register General, High Court, Madras pursuant to the court order and on such receipt of no objection, the Registrar

General shall invoke the bank guarantee and withdraw Rs. 2 crores, and it is



represented that the Register General has withdrawn Rs.2 Crores and the same will be paid to the plaintiff on appropriate application, and this court doth recording the same, **it is ordered as follows:-**

That the suit in C.S.No. 393 of 2017, be and is hereby disposed as settled out of court.

2) That there shall be no order as to costs of this suit.

WITNESS, THE HON'BLE MR.JUSTICE SANJIB BANERJEE,
CHIEF JUSTICE, HIGH COURT OF MADRAS AFORESAID, THIS THE
29TH DAY OF JULY 2021.

Sd/-

ASSISTANT REGISTRAR (O.S. I)

//Certified to be true copy//

Dated at Madras this the day of 2021.

COURT OFFICER(O.S.)

From 25th Day of September 2008 the Registry is issuing certified copies of the Orders/Judgments/Decrees in this format.



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19.08.2021
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C.S.No. 393 of 2017

DECREE
DATED 29/07/2021

THE HON'BLE DR.JUSTICE
G.JAYACHANDRAN

FOR APPROVAL: 24/08/2021

APPROVED ON: 25/08/2021



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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 29.07.2021

CORAM

THE HONOURABLE DR. JUSTICE G.JAYACHANDRAN

C.S.No.393 of 2017

M/s.Radiance Media P.Ltd.,
Rep. by its authorized Signatory, N.Srinivasan,
Having registered office at
Khivraj Complex-II, 6th Floor,
480, Anna Salai,
Nandanam,
Chennai 600 035.

.. Plaintiff

VS

1.M/s.Magic Frames,
Partnership Firm,
Rep. by its Partner R.Sarath Kumar,
Having Office at
No.14, Jayammal Street,
Tenampet,
Chennai 600 018.

2.Mr.R.Sarath Kumar,
Partner of M/s.Magic Frames,

3.Mrs.R.RadikaaSarath Kumar,
Partner of M/s.Magic Frames

Both are having office at
No.14, Jayammal Street,
Tenampet,
Chennai 600 018.



Partner of M/s.Magic Frames,
Having Office at
No.14, Jayammal Street,
Tenampet,
Chennai 600 018.

...Defendants

Prayer:Civil Suit filed under Order IV Rule I of the O.S.Rules read with Order XXXVII Rule 1 and 2 of CPC, praying for the following:

a. directing the defendants to pay a sum of Rs.2,00,00,000/- (Rupees Two Crores only) along with interest at the rate of 18 percent per annum since the date of return of cheques unpaid till the date of realization of the amount; and

b. directing the defendants to pay the cost of the suit.

For Plaintiffs : Mr.Rajagopal Vasudevan
for M/s.R.Bhagawat Krishna

For Defendants : Mr.E.K.Kumaresan

J U D G M E N T

In view of the compromise memo entered between the parties, this Court has directed the third respondent to give no objection for withdrawal of Rs.2 crores, which was deposited earlier, by the Registrar General, High Court, Madras pursuant to the Court order and on such receipt of No Objection, the Registrar General shall invoke the bank guarantee and withdraw Rs.2 crores.



withdrawn Rs.2 crores and the same will be paid to the plaintiff on appropriate application. Recording the same, the suit is disposed as settled out of court. No order as to costs.

Sd/- G.J.J.
29/07/2021

//Certified to be true copy//
Dated at Madras this the day of 2020.

COURT OFFICER(O.S.)

From 25th Day of September 2008 the Registry is issuing certified copies of the Orders/Judgments/Decrees in this format.