



C.S.No.814 of 2008

IN THE HIGH COURT OF JUDICATURE AT MADRAS

WEB COPY

Dated: **31.10.2022**

CORAM

THE HON'BLE MR.JUSTICE M.SUNDAR

C.S.No.814 of 2008

The Periyar Self Respect
Propaganda Institution
Rep. by its Secretary Thiru.K.Veeramani
No.50, EVK Sampath Road,
Veppery, Chennai - 600 007.

.. Plaintiff

Vs.

1. Periyar Dravidar Kazhagam
Rep. by its President T.S.Mani
Office No.1, Kamarajar Salai
Mylapore, Chennai-600 004.

2. K.Ramakrishnan
General Secretary
Periyar Dravidar Kazhagam
No.1, Kamarajar Salai
Mylapore, Chennai-600 004.

.. Defendants

(D2 given up vide order dated 24.10.2019 made in A.No.7171 of 2018 in
C.S.No.814 of 2008)

This Civil Suit is preferred, under Order VII Rule 1 of CPC read
with Order IV of O.S.Rules praying



C.S.No.814 of 2008

(a) For a permanent injunction restraining the defendants, their men, agents, assignees or any other person or person claiming through them from in any manner infringing the copy rights of the plaintiff relating to the Kudiyarasu and other scripts, books, publications etc.,;

(b) Award damages of Rs.15,00,000/-;

(c) Directing the defendants to pay costs;

For Plaintiff : Mr.D.Veerasekaran
For Defendant : Mr.S.Doraisamy

J U D G M E N T

Captioned suit is listed under the cause list caption 'FOR WITHDRAWAL' today at the instance of learned counsel for plaintiff.

2. Mr.D.Veerasekaran, learned counsel on record for sole plaintiff and Mr.S.Doraisamy along with Mr.V.Elangovan, learned counsel on record for sole defendant now (when the suit was filed sole defendant was first defendant) are before this Commercial Division.

3. To be noted, another defendant was arrayed as second defendant when the suit was instituted but the second defendant was subsequently given up and this is vide order dated 24.10.2019 in A.No.7171 of 2018 in C.S.No.814 of 2008.



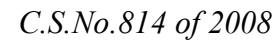
C.S.No.814 of 2008

WEB COPY

4. Learned counsel on record for plaintiff submits that he has instructions from plaintiff to withdraw the captioned suit. Saying so, learned counsel has made an endorsement in the case file and a scanned reproduction of the same is as follows:

PLAINTIFF
31/10/2022
Suit may be ~~Dismissed~~ as Withdrawn
A. S. S. S. S.
31/10/2022
Counsel for plaintiff

5. Learned counsel for plaintiff has also placed before this Commercial Division a communication dated 28.09.2021 from the plaintiff to the counsel for plaintiff and a scanned reproduction of the same is as follows:





C.S.No.814 of 2008

WEB COPY

6. Learned counsel on both sides submit that it may become necessary to seek return of original documents which have been filed (if any). It is open to both sides to take out suitable applications for return of original documents filed by respective parties and the same will be dealt with on its own merits and in accordance with law.

7. In the light of the narrative thus far, captioned suit is dismissed as withdrawn. There shall be no order as to costs.

31.10.2022
(1/2)

Index : Yes/No
Speaking/Non-speaking order
mk



WEB COPY



C.S.No.814 of 2008

M.SUNDAR, J.

mk

C.S.No.814 of 2008

31.10.2022

(1/2)