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A.S.No.76 of 2017

IN THE HIGH COURT OF JUDICATURE AT MADRAS

Dated : **20.06.2022**

CORAM:

**THE HONOURABLE MS.JUSTICE R.N.MANJULA**

**A.S.No.76 of 2017**  
**and**  
**C.M.P.Nos.3318 of 2017**  
**and 4610 of 2020**

N.Soosai Kannu

.. Appellant

Versus

P.Manishankar

.. Respondent

Appeal Suit filed under Section 96 of C.P.C., read with Order XLI Rule 1 of C.P.C to set aside the judgment and decree dated 13.07.2016 made in O.S.No.2482 of 2015 on the file of XVIII Additional City Civil Court, Chennai and consequently dismiss the suit bearing O.S.No.2482 of 2015 on the file of the XVIII Additional City Civil Court, Chennai.

For Appellant : Dr.C.Ravichandran

For Respondent : Mr.Christopher Vijayachandran



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## **J U D G M E N T**

This Appeal Suit has been preferred challenging the judgment and decree dated 13.07.2016 made in O.S.No.2482 of 2015 passed by the learned XVIII Additional Judge, City Civil Court, Chennai.

2. When the matter is taken up for hearing today, the learned counsel for the appellant/defendant and the learned counsel for the respondent/plaintiff submitted that the dispute between the parties, has been amicably settled out of Court. Both the parties are present and a Memo of Compromise dated 01.12.2021 is filed to that effect. The compromise memo is read out to the parties and they accepted the terms of compromise. The terms of compromise are recorded.

3. In view of the compromise memo filed, this Appeal Suit is allowed as settled out of Court and the judgment and decree dated 13.07.2016 made in O.S.No.2482 of 2015 on the file of the learned XVIII Additional City Civil Court, Chennai, is set aside. The Memo of Compromise shall form part of the decree. Registry is directed to refund



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half of the Court fee to the appellant/defendant as per Rules. No costs.

Consequently, connected miscellaneous petitions are closed.

**20.06.2022**

Index : Yes/No

Speaking order/ Non-Speaking order  
ms

To

1.The XVIII Additional City Civil Court,  
Chennai.

2. The Section Officer,  
V.R.Section,  
High Court, Madras



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**R.N.MANJULA, J.,**

ms

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