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C.S.No.339 of 2021

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: **02.06.2023**

CORAM

THE HONOURABLE **MR.JUSTICE K.KUMARESH BABU**
C.S.No.339 of 2021

Liza Joseph

... Plaintiff

Vs

1.The Madras Medical Mission,
Represented by its Honorary Secretary,
No.4-A, Dr.J.Jayalalitha Nagar,
Mogappair East, Chennai - 600 037.

2.M.M.Phillip
The Honorary Secretary,
The Madras Medical Mission,
No.29, College Road, Chennai - 600 006.

3.V.A.Kurien

... Defendants

PRAYER: Civil Suit filed under Order VII Rule 1 of the Civil Procedure

Code r/w. Order IV Rule 1 of the Original Side Rules praying for:

(a)For a declaration to declare the Notice of the 1st defendant Governing Board decision to hold a EGM notice on the request of the 3rd defendant dated 13.10.2021 calling for a meeting on 04.12.2021 at Hotel GRT Grant, T.Nagar, Chennai at 4.00 p.m. and subsequent notice of the 3rd defendant calling of the EGM vide notice dated 28.10.2021



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for an EGM on 22.11.2021 between 5.30 p.m. to 6.00 p.m.
through video conferencing as null and void.

(b)Permanent injunction restraining the defendants 1 to 3 from giving effect to the notice dated 13.10.2021 calling for a meeting on 04.12.2021 at Hotel GRT Grant, T.Nagar, Chennai at 4.00 p.m. and subsequent notice of the 3rd defendant calling of the EGM vide notice dated 28.10.2021 for an EGM on 22.11.2021 between 5.30 p.m. to 6.00 p.m. through video conferencing.

(c)Awarding costs of the suit and

(d)Granting such other reliefs as this Hon'ble Court deems fit and proper in the circumstances of the case.

For Plaintiff : Mr.Ronak Jain

For Defendants : No appearance for D1 and D2

Mr.Hari Radhakrishnan for D3

ORDER

When the matter was taken up for hearing, the learned counsel appearing for the plaintiff sought permission of this Court to withdraw the suit and had also made an endorsement to that effect in the Court bundle.



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2. Recording the said submission of the learned counsel for the plaintiff, this Civil Suit is dismissed as withdrawn. However, there shall be no order as to costs. Registry is directed to refund the Court fee as applicable after making statutory deductions (if any) by following the procedure of refund.

02.06.2023

gba

Index: Yes/no

Speaking order: Yes/no

Neutral citation: Yes/no



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K.KUMARESH BABU,J.

Gba

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