



C.M.S.A.(MD)No.43 of 2010

WEB COPY

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 06.11.2023

CORAM:

THE HONOURABLE MRS.JUSTICE L.VICTORIA GOWRI

C.M.S.A.(MD)No.43 of 2010

and

C.M.P.(MD)No.4339 of 2022

Arivazhagan

... Appellant

Vs.

1.Chitra

2.Gunaseelan

... Respondents

PRAYER: Civil Miscellaneous Second Appeal filed under Order 43, Rule 1 and Section 104 of C.P.C., read with Section 100, against the Judgment and decree dated 19.03.2010 passed in C.M.A.No.22 of 2007 on the file of the District Court, Karur, reversing the Judgment and decree dated 14.02.2007 passed in H.M.O.P.No.60 of 2005 on the file of Sub Court, Karur.

For Appellant : Mr.S.S.Sundar

For R-1 : Mr.S.Gokul Raj

For R-2 : No appearance



C.M.S.A.(MD)No.43 of 2010

JUDGMENT

WEB COPY

This Civil Miscellaneous Second appeal is filed, against the Judgment and decree dated 19.03.2010 passed in C.M.A.No.22 of 2007 on the file of the District Court, Karur, reversing the Judgment and decree dated 14.02.2007 passed in H.M.O.P.No.60 of 2005 on the file of Sub Court, Karur.

2. Heard, the learned Counsel appearing for the appellant, the learned Counsel appearing for 1st respondent and perused the materials available on record.

3. In view of the Mediation which was held on 24.06.2022, the compromise has been arrived, between the appellant/husband and the 1st respondent/wife. The appellant/husband agreed to pay a sum of Rs. 6,50,000/- (Rupees Six Lakhs and Fifty Thousand only) and the 1st respondent/wife agreed to receive the same. The 1st respondent/wife received an amount of Rs.6,50,000/- (Rupees Six Lakhs and Fifty Thousand only) from the appellant on 18.06.2022 towards permanent



C.M.S.A.(MD)No.43 of 2010

alimony. The appellant/husband agreed to withdraw the allegations leveled as against the respondents in the H.M.O.P and C.M.S.A. The Mediation Report will form a part and parcel of the Judgment and Decree of this CMSA.

4.In view of the above, this Civil Miscellaneous Second Appeal is allowed. There shall be no order as to costs. Consequently, connected miscellaneous petition is closed.

06.11.2023

NCC : Yes / No
Index : Yes / No
Internet : Yes
Sml

To
1.The Principal District Judge,
District Court, Karur.

2.The Principal Subordinate Judge,
Karur.
Copy to

The Section Officer,
Vernacular Records,
Madurai Bench of Madras High Court,
Madurai.



WEB COPY



C.M.S.A.(MD)No.43 of 2010

L.VICTORIA GOWRI, J.,

Sml

C.M.S.A.(MD)No.43 of 2010

06.11.2023