



A.S.(MD)No.167 of 2021

WEB COPY

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 01.11.2023

CORAM:

THE HONOURABLE MRS.JUSTICE L.VICTORIA GOWRI

A.S.(MD)No.167 of 2021

and

C.M.P.(MD)No.5580 of 2021

JM Financial Asset Reconstruction
Public Limited,
Rep. by its Vice President,
Having registered office
at No.7A, Cnergy,
Appasaheb Marathe Marg,
Prabhadevi, Mumbai-400 025,
(Now rep. by its Senior Analyst,
Authorized Signatory)

... Appellant

Vs.

1.Chinnamalar Plantation Pvt. Ltd.,
Rep. by its Managing Director,
P.Joseph, S/o. Kurian Joseph,
Vellappati House,
Alleppey North Post,
Kerala State-688 007.

Rajitha Begum (Deceased)

Rasitha Begum (Deceased)



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2.Sabura Begum

3.Shabia

4.Fathima Begum

5.Babu Misirikhan

6.Sujin Christhudas

7.Vincent Mathew

8.The Federal Bank Ltd.,
Rep. by its Branch Manager,
Ernakulam North Branch,
M.G.Road, North Ernakulam,
Kerala State.

... Respondents

(Cause title accepted vide Court order dated, 02.06.2021 made in C.M.P.
(MD)No.4002/2021 in A.S.(MD)SR.No.13152/2021)

PRAYER: Appeal Suit filed under Section 96 of Code of Civil Procedure, to set aside the judgment and decree dated 05.03.2020 made in O.S.No.120 of 2010 on the file of the I Additional District Judge, Tirunelveli by allowing this Appeal.

For Appellant : Mr.S.Meenakshi Ramaprabhu
For Mr.R.Sugumaran

For R-1 : Mr.A.Sivasubramanian

For R-2 to R-7 : No appearance



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JUDGMENT

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When the First Appeal was taken up for hearing, the learned Counsel appearing for the appellant sought permission of this Court to withdraw the First Appeal and he also made an endorsement to that effect. The said submission is recorded.

2. In view of the above said submission, the First Appeal is dismissed as withdrawn. There shall be no order as to costs. Consequently, connected miscellaneous petition is closed.

01.11.2023

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

To

The I Additional District Judge,
Tirunelveli.

Copy to

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



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L.VICTORIA GOWRI, J.,

Sml

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01.11.2023