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HIGH COURT LEGAL SERVICES COMMITTEE, MADURAI

Madurai Bench of Madras High Court, Madurai - 625023

Saturday the 11th day of February 2023

NATIONAL LOK ADALAT AWARD

(Chapter VI and u/s 21 of Legal Services Authorities Act, 1987)

Presided Over by

The Honourable Mr Justice R.VIJAYAKUMAR

and

Members

**MR.A.SUBRAMANIAN, District Judge(Retired) & MR.T.S.MOHAMMED
MOHIDEEN, Advocate**

AS(MD) No.78 & 79 of 2018

and

C.R.P(MD)No.1159 of 2019

A.S(MD)No.78 of 2018:

- 1.Jeyachandran
- 2.J.Vasanthi (died)
- 3.Kanimozhi
- 4.Vijayarajan .. Appellants/Plaintiffs

Vs.

- 1.Kamatchinathan
- 2.Mathusoothanan .. Respondents/Defendants

Prayer in A.S.(MD)78 of 2018:

This appeal is filed under Section 96 of the Civil Procedure Code, against the decree and judgment dated 14.09.2016 rendered in O.S.No.01 of 2020 on the file of the Additional District Court, Virudhunagar.

A.S(MD)No.79 of 2018:

- 1.Jeyachandran
- 2.J.Vasanthi (died)
- 3.Kanimozhi
- 4.Vijayarajan .. Appellants/Plaintiffs

Vs.

Mathusoothanan .. Respondent/counter claimant
/2nd Defendant



Prayer in A.S.(MD)79 of 2018:

This appeal is filed under Section 96 of the Civil Procedure Code, against the decree and judgment dated 14.09.2016 rendered in counter claim in O.S.No.01 of 2010 on the file of the Additional District Court, Virudhunagar.

C.R.P(MD)No.1159 of 2019:

- 1.Jeyachandran
- 2.J.Vasanthi (died)
- 3.Kanimozhi
- 4.Vijayarajan .. Petitioners/Respondents

Vs.

Mathusoothanan .. Respondent/Petitioner

Prayer in C.R.P(MD)No.1159 of 2019:

This petition is filed under Section 115 of the Civil Procedure Code, against the order dated 16.04.2019 passed in E.P.No.02 of 2018 in counter claim in O.S.No.01 of 2010 on the file of the Additional District Court, Virudhunagar.

These cases came up for settlement before the Lok Adalat. Both the parties present. The counsel for the appellants/petitioners Ms. P.Jessi Jeeva Priya for Mr.M.Arumugam and the counsel for the respondent/s Mr.G.Mariappan are present. After mutual discussion, negotiation, mediation and conciliation between both parties and with the assistance of the Bench, both sides consented for settlement.

AWARD

Today, both the parties have represented that they have settled the matter and they have also filed a joint compromise memo dated 11.02.2023. The said joint compromise memo is recorded.

In view of the above said joint compromise memo, A.S.(MD)Nos.78 of 2018 and 79 of 2018 and C.R.P.(MD)No.1159 of 2019 are disposed of in terms of the joint compromise memo. The joint compromise memo shall form part of the award.

The Appellants and the learned counsel appearing for the Appellants submitted that during the pendency of the Appeal Suits and the Civil Revision Petition, the second Appellant / second petitioner viz., Mrs. J. Vasanthi expired on 05.11.2020 and her legal heirs Mr. Jeyachandran, Ms.Kanimozhi, and Mr.Vijayarajan were already on record and the same may be recorded in Appeal Suits and the Civil Revision Petition.

The learned counsel for the Appellant shall produce the death certificate and legal heirship certificate of Mrs. J. Vasanthi. On production of the death certificate and legal heirship certificate of Mrs. J. Vasanthi, the Registry is directed to carry out



the necessary amendment in the cause title and thereafter only issue the Award copy to all concerned.

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1.Jeyachandran

2.J.Vasanthi (died)

3.Kanimozhi

4.Vijayarajan

Counsel for the Appellants/Petitioners

KAMATCHINATHAN,

MATHUSOOTHANAN,

Counsel for the Respondents

This Lok Adalat award is passed in terms of the above settlement.

The full Court fee paid shall be refunded to the appellant in the manner provided under Section 69-A of the Tamilnadu Court Fees and Suits Valuation Act, 1955 and the Court Fees Act, 1870 as provided for under sub Sec.1 of Section 21 r/w 25 of LSA Act 1987 as amended in 1994.

JUDGE



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MEMBER

MEMBER

To: The Parties/Advocate concerned
Copy To

1. The ADDITIONAL DISTRICT JUDGE, VIRUDHUNAGAR.
2. The Officer-in-Charge, High Court Legal Services Committee, Madurai.
3. The Section Officer, V.R. Section, Madurai Bench of Madras High Court, Madurai.

Typed By
PJL/PS/TA
PA To The Hon'ble Judges