



WEB COPY

A.S.No.464 of 2



THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 15.04.2024

CORAM:

THE HONOURABLE MR. JUSTICE R.SUBRAMANIAN

AND

THE HONOURABLE MR. JUSTICE R.SAKTHIVEL

A.S.No. 464 of 2020
and C.M.P.No.5709 of 2020

S.Padmavathy

... Appellant

Vs.

R.Rajasekaran

... Respondent

Prayer: Appeal Suit filed under Order 41 Rule 1 read with Section 96 of the Code of Civil Procedure praying to set aside the judgment and decree dated 23.09.2019 made in OS No.93 of 2015 on the file of the Principal District Judge, Vellore, Vellore District.

For Appellant : Mr.A.J.Mohamed Kassim

For Respondent : Mr.H.Mohammed Farook



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J U D G M E N T

(Judgment of the Court was delivered by R.SUBRAMANIAN, J.)

The learned counsel would submit that the bone of contention between the parties in the Appeal has been settled and full satisfaction has also been recorded in EP No.3 of 2020.

2. Recording the statement made by the learned counsel for the appellant, the appeal is **dismissed as settled out of Court**. In view of the Judgment of the Hon'ble Supreme Court in *High Court of Judicature at Madras Represented by its Registrar General Vs. M.C.Subramaniam and others* reported in *(2021) 3 SCC 560*, there will be a direction to re-fund the Court fee paid in the appeal by the appellant. There shall be no order as to costs. Consequently, the connected miscellaneous petitions are closed.

(R.SUBRAMANIAN, J.) (R.SAKTHIVEL, J.)

15.04.2024

jv



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Index : No

Internet : Yes

Neutral Citation : No

Non speaking order

To

The Principal District Judge,
Vellore,
Vellore District.



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R.SUBRAMANIAN, J.
and
R.SAKTHIVEL, J.

jv

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