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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 10.07.2024

CORAM:

THE HONOURABLE MR.JUSTICE P.B.BALAJI

C.S.No.624 of 2014

Anuradha Sarin

....Plaintiff

Vs.

1.Madan Suri

2.Jagan Suri

3.Mridula Gettu

4.The Bank of India,
having its Branch at
No.172, Luz Church Road,
Mylapore P.O, Box 643,
Chennai, represented by its Branch Manager
and its Zonal Office at
Bank of India, Star House No.30,
Old No.17, Second Floor,
Errabalu Street,
Chennai – 600 001
and its Head Office at
Star House, C-5, G Block,
Bandra Kurla Complex,
Bandra (East), Mumbai 400 051
Represented by its Chairman
and Managing Director.

...Defendants



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PRAYER: Plaintiff filed under Order IV Rule 1 of the O.S.Rules read with Order VII Rule 1 of C.P.C, praying to pass judgment and decree on the following terms:

a) To partition the suit property to the extent of the share of the plaintiff being 1/4th share in the suit schedule property and to effect partition by metes and bounds;

b) To declare that the sale deed dated 14.11.2013 executed by the defendant No.1 in favour of the defendant No.4 as being null and void, not binding on the plaintiff;

c) To grant costs.

For Plaintiff : Mr.Adeesh Anto

For Defendants

For D1 : Mr.P.J.George

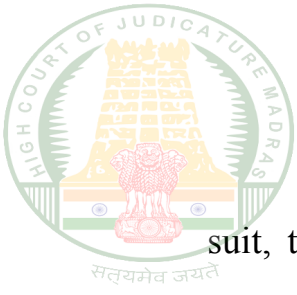
For D2 & D3 : No appearance

For D4 : S.Vasudevan

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J U D G M E N T

The learned counsel for the plaintiff has made an endorsement seeking permission of this Court to withdraw the suit. However, since there is a counter claim which will survive dehors the withdrawal of the



suit, the learned counsel for the defendants in the counter claim seeks short accommodation to verify as to whether the counter claimants are interested to prosecute the counter claim.

2.In view of the endorsement made by the learned counsel for the plaintiff, the suit is dismissed as withdrawn. In view of the suit being dismissed as withdrawn, post the matter on 22.07.2024.

10.07.2024

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P.B.BALAJI, J.

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