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S.A.No.955 of 2021

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 24.10.2024

CORAM

THE HONOURABLE MR.JUSTICE R.SAKTHIVEL

S.A.No.955 of 2021
and C.M.P.No.18092 of 2021

1.Sri Kothanda Ramaswamy Bhajanani Mutt
Padmasaluvar Samuga Arakkattalai
President Ramanujam Chettiyar,
S/o.Naamaalvar Chettiyar,
Keelpathi Village,
Keelapadmasaluvar Street,
Mannargudi, Thiruvavarur District.

2.The Secretary,
Balasubramaniya Chettiyar,
S/o.Kalasthiri Chettiyar,
Keelpathi Village,
Keelapadmasaluvar Street,
Mannargudi, Thiruvavarur District.

... Appellants

(Cause title accepted vide Court Order dated 08.10.2021 made in
C.M.P.No.16258 of 2021 in S.A.No.SR.83270 of 2021 by SKJ)

-VS-

Santhanam Chettiyar (Sole Respondent Died)

1. S.Malliga
2. S.Raja @ Krishnakumar

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3. S.Kannan
4. S.Balaji @ Samathuvam

... Respondents

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PRAYER: Second Appeal is filed under Section 100 of CPC, praying to set aside the judgment and decree passed in A.S.No.08 of 2018 on the file of the Sub Court Mannargudi dated 29.03.2021, reversing the judgment and decree passed in O.S.No.62 of 2014 on the file of the District Munsif Court, Mannargudi dated 27.06.2016.

For Appellants : Ms.P.Vidhya Shree

JUDGMENT

Ms.P.Vidhya Shree, learned counsel appearing for the appellants is present and seeks permission to withdraw the Second Appeal, since the matter has been settled between the parties. To that effect, she has made an endorsement and a scanned reproduction of the same is as follows:-



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The present Second
Appeal may be withdrawn
as settled out of
Court.
Counsel for Appellant.
- P. Vidhya Shree
24/10/24.
(MS 510/2021)
P. VIDHYA SHREE.

2. In view of the endorsement made by the learned counsel for the appellant, this Second Appeal is dismissed as Settled Out of Court. The appellants are entitled to get refund of the Court Fee as per the Hon'ble Supreme Court Judgment in *High Court of Judicature At Madras Represented by its Registrar General v. M.C.Subramaniam and others* reported in (2021)3 Supreme Court Cases 560. No costs. Consequently, connected Civil Miscellaneous Petition is closed.

24.10.2024

rna

Index : Yes / No

Internet : Yes / No

Neutral Citation: Yes / No

To

1. The Sub Court, Mannargudi.
2. The District Munsif Court, Mannargudi.

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