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OSA (CAD) NO.95 OF 2021

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 14.03.2024

CORAM:

**THE HONOURABLE MR. JUSTICE R.SUBRAMANIAN
AND
THE HONOURABLE MR. JUSTICE R.SAKTHIVEL**

**OSA (CAD) NO.95 OF 2021
AND
CMP NO.17011 OF 2021**

Sandhya Chandrasekar @ Sandhya Ganapathy

... Appellant

Vs.

- 1.Sutherland Global Services Pvt. Ltd.,
Represented by its authorized person
Raghavan A.
No.45-A, Velachery Main Road,
Vijayanagaram, Chennai.
Tamil Nadu – 600 042.
- 2.Candor Management Services Private Limited
Represented by its Managing Director
Thirumurugan Subramanian
No.292, 1st Floor, 1st Main, 7th Cross,
Domlur Layout, Bangalore – 560 071.
- 3.M/s.SG iConsult Management and
Outsourcing Private Limited
Rep.by its Director Sathyaseelan Athikayan Palliyil
No.N-406, Raj Lake View Phase,
Bilekahalli Village, Begur Hobli,
Bangalore – 560 075.



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4.Sathyaseelan Athikayan Palliyil

5.Ganapathy Ramachandran

... Respondents

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PRAYER: Appeal filed under Order XXXVI Rule 9 of Madras High Court Original Side Rules read with Clause 15 of the amended Letters Patent 1865 and read with Section 13(1) of the Commercial Courts, Commercial Division and Commercial Appellate Division of High Courts (Amendment) Act, 2018, praying to set aside the common order passed by the learned Judge in Application No.3037 of 2020 in C.S.No.490 of 2019 dated 15.07.2021.

For Appellant : Mr.M.S.Krishnan
Senior Counsel
for Mr.Prasad Vijayakumar

For Respondent-1 : Mr.S.R.Sundar

For Respondent-2 : Mr.Arun Karthik Mohan

For Respondents 3-5: Mr.C.Thiagarajan
for Mr.P.Giridharan

J U D G M E N T

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

Pending appeal, parties have entered into a compromise and a Joint Compromise Memo dated 09.03.2024 signed by the parties and their respective counsels has been placed before us.



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2.As per Clause 2 of the Joint Compromise Memo, the defendants in C.S.No.490 of 2019 have handed over a demand draft viz., bearing No.000432 dated 11.03.2024 drawn on HDFC Bank, for a sum of Rs.10,00,000/- (Rupees Ten Lakhs Only) in favour of the plaintiff. The said demand draft is handed over to the learned counsel for the plaintiff and the same is recorded.

3.The Appeal stands disposed of in terms of the Joint Compromise Memo. The Joint Compromise Memo will form part of the decree. No costs. Consequently, connected Civil Miscellaneous Petition is closed.

4.In view of the judgment of the Hon'ble Supreme Court in ***HIGH COURT OF JUDICATURE AT MADRAS REP. BY ITS REGISTRAR GENERAL VS. M.C.SUBRAMANIAM AND OTHERS [2021 (3) SCC 560]*** the Court fee paid in the appeal is directed to be refunded to the appellant.

[R.S.M., J.] [R.S.V., J.]

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Speaking Order
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