



Arb.Appln.No.450 of 2024

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KRISHNAN RAMASAMY, J.

When this matter was taken up for hearing today, the learned counsel for the applicant seeks leave of this Court to withdraw this application and he has also made an endorsement with regard to the same. Further, he prays for refund of full Court fee, in view of Section 89(2) of CPC and Section 69A of the Tamil Nadu Court fee and Suit Valuation Act, 1955 and in view of decision of the Honourable Supreme Court reported in *2021 SCC Online SC 109 (The High Court of Judicature at Madras Vs. M.C.Subramaniam and others)*.

2. In the light of the above said decision of the Honourable Supreme Court and Section 89(2) of CPC and Section 69A of the Tamil Nadu Court Fee and Suit Valuation Act, 1955, the applicant is entitled to refund of full Court fee.

3. Accordingly, recording the submissions of the learned counsel for the applicant, this application is dismissed as withdrawn.



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4. The Registry is directed to refund the full Court fee subject to all procedural formalities in this regard being complied with, by way of a negotiable instrument in favour of the learned counsel for the applicant, within a period of four weeks from the date of receipt of a copy of this order.

01.08.2024

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