



T.O.S.No.2 of 2008

WEB COPY IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 24.04.2025

CORAM

THE HONOURABLE MR.JUSTICE C.SARAVANAN

T.O.S.No.2 of 2008

1.B.Gowthaman (Deceased)

2.G.Vasanthi

3.G.Tamil Selvi

(Plaintiffs 2 & 3 brought on record as
Lr's of the deceased Gowthaman as
per order of court dated 26.02.2007
in Appl.No.2001 of 2007)

4.B.V.Kumar (Deceased)

(Plaintiff 4 brought on record as per the
order of this Court in Appl.No.193 of 2010
dated 10.02.2010 and 24.02.2010)

5.V.K.Thenmozhi

6.V.K.Kavitha

(Plaintiffs 5 & 6 brought on record as
L.R's of the deceased B.V.Kumar
4th plaintiff as per order of Court dated
02.01.2014 in Appl.No.6419 of 2013).

... Plaintiffs

Vs

1.Muniammal (Deceased)

(1st Defendant died, defendants 2 to 5 are
legal heirs already on record. Memo filed on
05.09.2022.)



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- 2.Sundari
- 3.Sakthi @ Sathyamoorthy
- 4.Palani (Deceased)
- 5.Raja
- 6.Rani
- 7.Murugesan
- 8.Ravi
- 9.Mohan
- 10.Srinivasan
- 11.Varalakshmi
- 12.Lathangi
- 13.Shanthi
- 14.Selvi
- 15.Minor.Giridharan

S/o.Late.Pannerselvam

Rep by his mother and natural guardian

Mrs.Varalakshmi

W/o.Late.Pannerselvam

(Respondents 11 to 15 impleaded as per the order of this Court in Appl.No.192 of 2010 dated 10.02.2010).

16.Mohana

17.Deepa

(Defendants 16 and 17 brought on record as L.R's of the deceased Palani 4th defendant as per order of Court dated 03.11.2016 extended time on 01.12.2016 in Appl.No.3098 of 2016).

18.Kangalatha

19.Ganesh

(Defendants 18 and 19 brought on record as L.R's of the deceased Raja 5th defendant as per order dated 04.12.2024 in A.Nos.6316, 6317 and 6318 of 2024 in T.O.S.No.2 of 2008).

... Defendants



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Prayer:- This Complaint filed for issue of probate under Section 222 and 276 of the Indian Succession Act, 1925 and Order XXV and Rule 4 of the High Court Original Side Rules.

For Plaintiffs : Mr.K.Balaji
For Defendants : Mr.G.Ramadurai
for D1 to D5 and D16 to D19
Mr.K.S.Sitharthan
for D6 to D9
M/s.L.P.Balajiram
for D10
Mr.S.Anbu Raja
for D11 to D15

ORDER

The learned counsel for the plaintiffs and the learned counsel for the defendants submits that this suit has been settled before the Tamil Nadu Mediation and Conciliation Centre, High Court, Madras.

2. The *inter se* dispute between the parties have been settled through Mediation. The Mediation Report dated 21.03.2025 together with the Settlement Agreement has been transmitted to this Court.



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3. The plaintiff has also filed a Memo indicating that the sixth defendant namely Rani has died during the pendency of the present suit who is the wife of late Loganathan, the other Lr's of the sixth defendant are already on record.

4. In view of the above, the suit is decreed in terms of the Settlement Agreement dated 21.03.2025 together with the Memo of Compromise filed between the parties before the Tamil Nadu Mediation and Conciliation Centre, High Court, Madras. A copy of the Mediation Report, Settlement Agreement and the Memo of Compromise shall form part and parcel of the decree. No costs.

5. Registry is directed to take note of the same in the final decree to be drafted pursuant to the dispute having settled through Mediation.

24.04.2025

Index : Yes/No
Internet : Yes/No
Speaking Order/Non-Speaking Order
Neutral Citation : Yes/No
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C.SARAVANAN, J.

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