



A.S.(MD)No.235 of 2025

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

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DATED : 22.08.2025

CORAM

**THE HONOURABLE MR.JUSTICE G.R.SWAMINATHAN
and
THE HONOURABLE MR.JUSTICE K.RAJASEKAR**

**A.S.(MD)No.235 of 2025
and
C.M.P.(MD)No.9152 of 2025**

1.S.Gurusamy @ Kumarasamy

2.P.Muthumari ... Appellants

Vs.

1.K.Navaneethakrishnan

N.Dhanalakshmi(Died)

2.N.Kiruthika

3.N.Karthick ... Respondents

Prayer : Appeal Suit filed under Order 41 Rule 1 r/w Section 96 of Civil Procedure Code, to allow this appeal suit by setting aside the judgment and decree made in O.S.No.301 of 2019 dated 01-04-2021 on the file of the I Additional District Court, Madurai.



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For Appellants : Mr.M.Thirunavukkarasu

For Respondents : Mr.K.Sekar

JUDGMENT
(By G.R.Swaminathan, J.)

The defendants in O.S.No.301 of 2019 on the file of the I Additional District Court, Madurai are the appellants herein. The suit was for specific performance. The Court below vide judgment and decree dated 01.04.2021 declined the relief of specific performance but directed the defendants to return the advance amount with interest. Challenging the same, this appeal came to be filed.

2.During the pendency of the appeal, the parties have entered into an amicable settlement. A joint compromise memo dated 20.08.2025 signed by the parties as well as their respective counsel has been filed. The parties are also present in person. We have also verified with the parties that they have voluntarily entered into the same. We are satisfied that the parties entered into compromise voluntarily. This appeal is disposed of in terms of the joint compromise memo dated 20.08.2025.



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The joint compromise memo shall form part of the decree. The Registry is directed to refund the court fee forthwith paid by the appellants. No costs. Consequently, connected miscellaneous petition is closed.

(G.R.S. J.) & (K.R.S. J.)
22.08.2025

NCC : Yes/No
Index : Yes / No
Internet : Yes/ No
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Issue order copy on 25.08.2025.

To:-

The I Additional District Court,
Madurai.

Copy to:

The Section Officer,
ER/VR Section,
Madurai Bench of Madras High Court,
Madurai.



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