



C.M.A.(MD) No.1425 of 2024

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 20.01.2025

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THE HON'BLE MRS.JUSTICE R.KALAIMATHI

C.M.A.(MD) No.1425 of 2024

and

C.M.P.(MD)Nos.15338 and 15340 of 2024

R.Kiruthika

... Appellant

Vs.

1. Ramadhas
2. Ashok Kumar
3. The Life Insurance Corporation of India,
Nagercoil Branch,
Through its Branch Manager,
30-II, B.S.N.L., Microwave building,
K.P.Road,
Nagercoil,
Agasteeswaran Taluk,
Kanyakumari District.
4. The Life Insurance Corporation of India,
Tirunelveli Branch,
Represented by its Branch Manager,
Meeran Shopping Complex,
18-1, S.N.High Road,
Tirunelveli.
5. S.B.I. Life Insurance Company Limited,
Represented by its Branch Manager,
Office at 1st Floor, 1/4, S.L.B. South Street,
Nagercoil,
Kanyakumari District
6. State Bank of India,
Vadiveeswaram Branch,



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Represented by its Branch Manager,
Vadiveeswaram,
Nagercoil,
Agasteeswaram Taluk,
Kanyakumari District.

... Respondents

Prayer: Civil Miscellaneous Appeal filed under Section 384 of Indian Succession Act, to set aside the order passed by the learned Principal District Judge, kanyakumari at Nagercoil in S.O.P.No.355 of 2022 in respect of order of dismissal in item 3 in the petition schedule alone.

For Appellant : Mr.S.Vijayashanthi

For Respondents

For R1 & R2 : Mr.R.Murugan

For R3 & R4 : Mr.S.Anwar Sameem

For R5 : No Appearance

For R6 : Mr.C.Karthik

J U D G M E N T

Heard the learned counsel appearing for the appellant and the learned counsels appearing for the respondents.

2. This matter was referred before the Mediation and Conciliation Centre attached to this Court and the matter is settled by way of settlement agreement entered into between the parties. The details of the settlement which was arrived at between the parties as per the settlement agreement are extracted hereunder:



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“A. Both parties have agreed to share the total maturity amount of the Policy No.1Z721864308 (SBI Life Insurance) of Rs.17,00,000/- (Seventeen Lakhs) and the Appellant has agreed to the share amount of Rs.9,00,000/- (Nine Lakhs) to Mr.Ramadhas (Respondent No.1) and remaining balance amount will be retained by the Appellant

B. There is no rival claim over the Respondents 3 & 4 Policy amount by Respondent No.1 at any point of time.”

3. This Civil Miscellaneous Appeal preferred by the petitioner is disposed of in terms of agreement. The terms of settlement agreement forms part of the judgment.

4. As regards the respondents No.3 and 4, as there is no rival claimants for the first respondent, there is no impediment for the respondents No.3 and 4 to pay the maturity amount. There is no order as to costs. Consequently, connected Civil Miscellaneous Petitions stand closed.

20.01.2025

Index: Yes/ No
NCC: Yes / No
Speaking Order / Non-Speaking Order
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R.KALAIMATHI, J.

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To

1.The Principal District Court,
Nagercoil,
Kanyakumari District.

2.The Record Keeper,
V.R.Section,
Madurai Bench of Madras High Court,
Madurai.

C.M.A.(MD) No.1425 of 2024
and

C.M.P.(MD)Nos.15338 and 15340 of 2024

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