



WEB COPY

SA No. 350 of 2



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 13-02-2026

CORAM

THE HON'BLE MR.JUSTICE MUMMINENI SUDHEER KUMAR

SA No. 350 of 2010

A.K.Kaliannan
S/o Karuppagounder Gandhi Nagar Rajan Nagar
Sathiyamangalam Erode Dist

..Appellant(s)

Vs

S.Komala
W/o Samiyappan Sikkarasampalayam
Sathiyamangalam Erode Dist

..Respondent(s)

Prayer

To set aside the judgment and decree dated 17.06.2009 made in A.S.No.142 of 2008 on the file of the Additional District Court/ Fast Track Court No.2, Gobichettipalayam (District Court, Erode) confirming the judgment and decree dated 21.04.2008 made in O.S.No.88 of 2002 on the file of the First Additional Sub Court, Gobichettipalayam (Principal Sub Court Full Additional Charge)

For Appellant(s): M/s M.Roshan Atiq

For Respondent(s): M/s.M.Guruprasad
D.Lakshmipathy For Sole Respondent

JUDGMENT

The learned counsel for the appellant reported before this court as early as on 31.10.2025 that the matter has been settled out of court and requested for closure of the second appeal by recording the same. However, this court



required the appellant to produce the terms of compromise. However, the learned counsel on either side are unable to produce the same and reported that the matter can be closed as settled out of court.

2. The learned counsel for the appellant has also made an endorsement to that effect on the court file. The learned counsel appearing for the respondent confirms the same. In the light of the above, this court does not see any reason to keep the matter pending and accordingly, the second appeal is closed as settled out of court.

3. The learned counsel on either side agreed that the appellant is entitled to withdraw an amount of Rs.50,000/-, which was deposited to the credit of the suit in terms of the interim order passed in the second appeal, and that the appellant is may be permitted to withdraw the same together with interest, if any, in terms of the compromise entered into between the parties. If that be the case, the appellant is at liberty to withdraw the same.

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Index: Yes/No

Speaking/Non-speaking order

Neutral Citation: Yes/No

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MUMMINENI SUDHEER KUMAR, J.

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