



A.S.(MD)No.78 of 2017

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

WEB COPY

DATED : 26.03.2026

CORAM

**THE HONOURABLE MR.JUSTICE G.R.SWAMINATHAN
and
THE HONOURABLE MS.JUSTICE R.POORNIMA**

**A.S.(MD)No.78 of 2017
and
C.M.P.(MD)No.5096 of 2017**

1.Vijaya

2.Kalaiarasi

3.Anbu (Died)

4.Selvakumar

5.Prakash

6.Kamalakannan

... Appellants

*(Appellants 4 to 6 are brought on record as the LR's of
the deceased 3rd appellant vide order dated 04.09.2025
in C.M.P.(MD)Nos.11128, 11130 and 11131 of 2021 in
A.S.(MD)No.78 of 2017 by CVKJ & RVJ)*

Vs.

1.Subramanian

2.Vijayakumar

3.Valli

... Respondents



A.S.(MD)No.78 of 2017

Prayer : Appeal Suit filed under Section 96 of Civil Procedure Code, to allow this appeal by setting aside the judgment and decree dated 29.04.2016 made in O.S.No.77 of 2014 on the file of the II Additional District and Sessions Court, Thanjavur.

For Appellants : Mr.K.Vamanan

For Respondents : Mr.A.Udhayakumar

JUDGMENT

(Judgment of the Court was delivered by G.R.Swaminathan, J.)

The plaintiffs in O.S.No.77 of 2014 on the file of the II Additional District and Sessions Court, Thanjavur are the appellants herein. It was a suit for partition.

2.The matter was referred to mediation. All the outstanding issues have been amicably resolved. Settlement agreement dated 13.02.2026 entered into between the parties and signed by the respective counsel has been placed before us. The impugned judgment and decree is set aside.



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3.This appeal is disposed of in terms of the settlement agreement dated 13.02.2026 which shall form part of the decree. No costs. Consequently, connected miscellaneous petition is closed.

**(G.R.S. J.,) & (R.P. J.,)
26.03.2026**

NCC : Yes/No
Index : Yes / No
Internet : Yes/ No
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To:

The II Additional District and Sessions Court,
Thanjavur.

Copy to:

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



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