



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 30.09.2019

CORAM:

**THE HONOURABLE Mr.JUSTICE T.S.SIVAGNANAM
AND
THE HONOURABLE Mrs.JUSTICE R.THARANI**

**A.S. (MD) .No.209 of 2015
and
M.P(MD) .Nos.1 and 2 of 2015
and
C.M.P(MD) .No.9886 of 2016**

E.A.Prakashamoorthy ... Appellant/plaintiff

Vs.

A.Rasaiya ..Respondent/Defendant

PRAYER: Appeal Suit is filed under Section 96 of C.P.C., 1908, against the judgment and decree dated 15.07.2015 made in O.S.No.2 of 2014 on the file of the Principal District Court, Tirunelveli.

For Appellant : Mr.T.Selvan

For Respondents : Mr.R.J.Karthick

JUDGMENT

[Judgment of this Court was delivered by **T.S.SIVAGNANAM, J.**]

The learned counsel appearing for the appellant has circulated a letter dated 27.09.2019 to the Registry, seeking permission of this Court to withdraw this appeal suit. Accordingly, the matter is listed today under the caption "for withdrawal".

2.When the matter is taken up for hearing, the learned counsel for the appellant submitted that the dispute between the appellant and the respondent is settled out of Court and he has also filed a memo to that effect. For better appreciation, we quote the memo in its entirety:



"MEMO ON BEHLAF OF APPELLANT"

The dispute between the appellant and respondent is settled out of Court. Hence, the appeal is not pressed. The appeal may be dismissed without cost. To that effect, this memo has been filed."

3. In the light of the above, this Appeal Suit stands dismissed as withdrawn. No costs. Consequently, connected C.M.Ps are closed.

Sd/-

Assistant Registrar (CO)

// True Copy //

Sub Assistant Registrar

+1 CC to M/s.T.SELVAN, Advocate (SR-90408[F] dated 30/09/2019)

ORDER MADE IN

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and

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