



TAMIL NADU STATE JUDICIAL ACADEMY
REGIONAL CENTRE, MADURAI

Webinar 2 on “Compromise and Withdrawal of Suit”

16.07.2022

Event Report

The Programme commenced with the Welcome Address by Mr. S. Muthu Maharajan, Deputy Director of the Tamil Nadu State Judicial Academy, Regional Centre, Madurai. He extended his welcome to the Resource Person Mr. P. Vijay Raghunath, Advocate, Coimbatore and also the Participants.

The Resource person Mr. P. Vijay Raghunath thoroughly dealt with the topic, “Compromise and Withdrawal of Suit” covered under Order XXIII of the Code of Civil Procedure, 1908. He explained the concept of Withdrawal and covered every practical aspects and settled position further he spoke about *Ejusdem generis* - Sufficient Ground should not be read *Ejusdem generis* with formal defect. He also reiterated that, 'Sufficient grounds' would cover a wider field and not restricted to a 'formal defect' or a similar defect.

The Resource Person also emphasized the concept of Compromise of Suits and extensively covered the topic. He told the participants about the Compromise Decree on Fraud, Coercion, Undue influence & Misrepresentation which is the Only

remedy available to a party to a consent decree to avoid such consent decree is to approach the court which recorded the compromise and separate suit is not maintainable. Further, he said that Compromise Decree with respect to Suit property does not require Registration. Compromise decree in respect of land which is not the subject-matter of Suit requires compulsory registration in terms of Section 17 (2) (vi) of the Registration Act, 1908.

All the practical aspects and the settled proposition were covered by the Resource Person within a limited span of time. The participants queries were answered duly by the Resource Person. At the end of the programme, the Deputy Director, TNSJA, RC, Madurai proposed the Vote of Thanks.
