

IN THE COURT OF PRINCIPAL DISTRICT MUNSIF,
KANCHEEPURAM.

PRESENT: Tmt.FANNY RAJAN., B.A, B.L.,(Hon's),
Principal District Munsif, Kancheepuram.

On Friday, the 24th day of April 2026.

O.S.No.227/2017

CNR.NO.TNKP08-0003641-2017

L.Prabakaran S/o.Loganathan ...Plaintiff

..Vs..

M.Murguan ...Defendant

This suit is coming on this day for final hearing before me in the presence of M/s.P.K.Thevarajan and G.Pandurangan advocates for the Plaintiff D.N.Dhurgasha, E.L.Kannan, V.Ravikumar advocates for the defendant, I.A.4/2026 for withdrawing the suit was allowed hence, this court delivers the following:

JUDGMENT

This petition is filed by the Plaintiff prays that this Hon'ble court may be pleased to pass granting permanent injunction against the defendant his men or agents restraining them from in any way interfering with the Plaintiffs peaceful possession and enjoyment in the suit property and render justice and to award the costs of the suit.

The learned counsel for the Plaintiff present. No representation for the defendant. The Plaintiff herein filed I.A.No.4 of 2026 seeking for withdrawal of suit. Heard. Records perused. This court finds that this petitioner filed affidavit that the suit is filed for

permanent injunction not to interfere possession. He entered into a 99 year lease with the temple trustees but the HR & CE Act mandates only 5 year lease period. Hence, the process of entering into fresh rental agreement is agreed between both parties and pending for execution. Hence, this petition is filed to withdraw this suit. The Plaintiff has only asked for withdrawing the suit and no liberty is sought for filing a fresh suit. The ground for withdrawal is satisfactory. There is no question of transposition in this case. The Plaintiff being the dominus litus is always entitled to withdraw the suit especially when the same is only for permanent injunction and there is no counter claim. The Plaintiff cannot be restrained from withdrawing the suit if he does not want to proceed with the suit. Further, considering the nature of facts and relationship between the parties, this court considers that the parties shall bear their own costs. Hence, this court was inclined to allow the Petition in I.A.No.4 of 2026 for withdrawing the suit.

In the result, this Suit is dismissed as withdrawn. No costs.

Dictated to the Typist, who directly typed by her in computer corrected and pronounced by me in open court this the 24th day of April 2026.

**Principal District Munsif,
Kancheepuram.**