



**IN THE COURT OF THE PRINCIPAL SUBORDINATE JUDGE,
TIRUPPUR**

Present : Thiru. H.Mohamed Ansari, M.L(IPR), PGDADR, PGDDF.,
Principal Subordinate Judge,
Tiruppur.

**Thursday, the 2nd day of July, 2026
(Thiruvalluvarandu 2057, Paraapava Varudam Aani Thingal 18th Day)**

**C.O.S.No. 81/2025
(TNTI040005802025)**

M/s. VP Associates,
Represented by its Proprietor P. Manoharan

... Plaintiff

Vs.

M/s. KS Construction Civil Engineers
and Contractors Rep. by its proprietor
M.Sivasankaran

... Defendant

This suit came up on 25.06.2026 for the final hearing before me in the presence of Thiru. Sanjay, Advocate for the plaintiff, the right of the defendants to file written statement having been forfeited, upon hearing the arguments of the plaintiff side and upon perusing the connected material records and having stood over till this day for consideration, this Court delivers the following:



JUDGMENT

Suit for recovery of money directing the defendant to pay a sum of Rs.4,56,651/- to the plaintiff bank with subsequent interest at the rate of 12% p. a. for the principal amount of Rs.1,61,199/- along with future interest from date of filing till the date of realization and for the cost of the suit.

2) The Gist of the plaint is as follows :-

The plaintiff is running a proprietorship concern under the name and style of M/s. VP Associates at Tiruppur and is engaged in the business of trading UPVC windows, doors and glasses. The defendant is one of the customers of the plaintiff and is well known to the plaintiff. The defendant approached the plaintiff and placed orders for UPVC windows, doors and glasses on credit basis. The plaintiff had raised invoices for each and every supply of goods made pursuant to the orders placed by the defendant on 13.07.2022 and 19.07.2022 and the defendant had assured payment within one month from the date of supply. The defendant had placed orders for a total sum of Rs.4,56,651/-. The plaintiff supplied the goods through his business concern, M/s. VP Associates. Despite repeated requests, the defendant failed to make the payment of Rs.4,56,651/-. On 31.01.2025, the plaintiff issued a legal notice to the defendant which was duly received. Hence, the suit.



3) Despite summons, the defendant was absent and no representation and hence, this Court has ordered for forfeiture of his right to file written statement.

4) The Point for consideration is whether the plaintiff is entitled for the relief of recovery of amount as claimed or not?

5) Tr. P.Manoharan, Proprietor of VP Associates was examined as P.W.1 and Ex.A.1 to A.6 were marked.

6) Point:-

It is in the plaint and proof affidavit of PW.1 that the plaintiff is running a proprietorship concern under the name and style of M/s. VP Associates at Tiruppur and the defendant being one of its customers had placed orders for supply of the same on credit basis and as per Ex.A1 and A2 / Invoices; dated: 13.07.2022 and 19.07.2022, respectively, the plaintiff has supplied them to the defendant and due course of business, a sum of Rs. 4,56,651/- is due from the defendant to the plaintiff vide ledger account / Ex.A.6. As per the contention of the plaintiff, the defendant had not repaid the due amount. So, the plaintiff has come forward with the present suit for recovery of amount with interest. To



substantiate its claim, the proprietor of the plaintiff company examined himself as PW.1 and marked Ex.A1 to A6 through the proof affidavit of PW.1 which would clearly establish that the defendant has not paid the due amount to the plaintiff as agreed. The evidence of PW.1 remains unchallenged and unwavering. Thus, having regard to the documents produced by the PW.1 and his undisputed sterling evidence, this Court holds that the plaintiff company has clearly made out their case and the case of the plaintiff is proved. Whereas the defendant has not come forward to contest the case and deny the claim made by the plaintiff company. The plaintiff proved the initial burden and therefore, the plaintiff company is entitled for the relief as claimed for and the point is answered accordingly.

RESULT :

In the result, the suit is decreed as follows:-

1) The defendant is directed to pay the plaintiff a sum of Rs.4,56,651/- (Rupees Four Lakhs Fifty Six Thousand Six Hundred and Fifty One only) with interest thereon at the rate of 12% p. a. for the principal amount of Rs.1,61,199/- from the date of suit till the date of decree and thereafter at the rate of 6% p.a. till the date of realization;



2) The defendant is directed to pay the cost of the suit to the plaintiff.

Dictated to the steno typist, typed by her directly on the computer, corrected and printed out and pronounced by me in the open Court, on this the 2nd day of July, 2026.

Principal Subordinate Judge,
Tiruppur.

I. List of witness examined on the side of the Plaintiff :-

P.W.1	Manoharan, Proprietor of plaintiff company
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II. Documents marked on the side of the Plaintiff :-

Ex.A1	13.07.2022	Invoice bearing No.303	Office copy
Ex.A2	19.07.2022	Invoice bearing No.316	Office copy
Ex.A3	--	GST Registration Certificate of the plaintiff company	Photo copy
Ex.A4	31.01.2025	Legal notice sent by the plaintiff bank to the defendant	Office copy
Ex.A5		On line tracking report of the legal notice sent by the plaintiff	Original
Ex.A6	--	Ledger Account statement maintained by the plaintiff bank to the account of the defendant	Computerized Copy



III. List of witness and Documents on the side of the Defendant :-Nil

Principal Subordinate Judge,
Tiruppur.

**Fair/Draft Judgment in
COS.No.81/2025
Dated. 02.07.2026
PSJ Court, Tiruppur.**