



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

**Present: Tmt. S. Uma Maheswari, B.A., L.L.M.,
Additional Subordinate Judge,
Tiruppur.**

Wednesday, this 15th day of July – 2026

**O.S No: 24-2024
CNR No: TNTI04-001963-2023**

K.T. Jakateesh

..... Plaintiff

//Versus//

Goutham

..... Defendant

This suit is coming on hearing before me on 13.07.2026 in the presence of Thiru. U.s.Yedhindrn, B.A., B.L., Advocate for the plaintiff, the defendant called absent, and set exparte and considering the plaintiff side evidence and documents and having stood for consideration till this date this court delivered the following..

JUDGMENT

The plaintiff has been filed the suit for recovery of money against the defendant for a sum of Rs.2,38,012/- with subsequent interest of 8%p.a on the principal amount of Rs.2,12,200/-from the date of suit to till the date of realization to the plaintiff.



1. **Brief case of the Plaintiff:**

The plaintiff is the sole proprietor of M/s. DTM Textiles, a garment manufacturing concern at Tiruppur since 2021. On the month of January 2022, the defendant, being a close relative of the plaintiff, requested a hand loan from the plaintiff to start his business and promised to repay the amount with 8% interest per annum. Believing the defendant promise, the plaintiff advanced a total sum of Rs.2,12,200/-on various dates between 17.02.2022 to 15.04.2022 through his SBI personal account and the RBL Bank account of M/s. DTM Textiles. The plaintiff demanded repayment on 18.05.2022, but the defendant failed to repay the amount despite repeated demands, causing financial loss to the plaintiffs business. The suit has been filed within the period of limitation from the last transaction dated 15.04.2022 and is thereafter maintainable. Therefore, the plaintiff filed the suit to recover a sum of Rs.2,12,200/- with interest of 8%per annum from the defendant.

2. The defendant has been received the suit summon, but not appeared before the court and defendant set exparte on 16.02.2024.

3. On the side of plaintiff, the plaintiff was examined as PW-1 Ex.A1 to Ex.A5 were marked.

4. Plaint, evidence of plaintiff side and documents perused. The plaintiff try to prove his case through evidence of PW-1 and Ex.A1 to Ex.A5. Ex.A1 was



Bank account statement of plaintiff dated 01.02.2022 to 28.02.2022, Ex.A2 was bank account statement of plaintiff dated 01.01.2022 to 30.05.2022, Ex.A3 was bank account statement of Plaintiff dated 01.04.2022 to 31.03.2023. Ex.A4 was Plaintiff Aadhar card and Ex.A5 was Photographs containing the Whats app conversations extracted from the plaintiff mobile phone. The plaintiff side the learned counsel argued that the plaintiff confirming and proved the plaint averments in the chief examination of PW1.

5.1) The plaintiff is a sole proprietor of M/s. DTM Textiles, a garment manufacturing concern at Tiruppur. The plaintiff has filed the present suit for recovery of a sum of Rs.2,12,200/- together with interest, contending that the defendant borrowed the said amount as a hand loan for his business and failed to repay the same despite repeated demands.

5.2) Though summons were duly served, the defendant remained absent and was set exparte. No written statement has been filed by the defendant and no oral document evidence has been adduced on his side. On perusal of Ex.A1 to Ex.A3, it is seen that the plaintiff had transferred money to the defendant during the period from 17.02.2022 to 15.04.2022. Ex.A5, namely, the Whatsapp conversation, photographs, also support the plaintiffs version regarding the loan transaction. The suit has also been filed within the prescribed period of



limitation. The plaintiff has satisfactorily established the loan transaction between the plaintiff and defendant, the amount due, and the defendant failed to repay the same. Hence, the plaintiff is entitled to recover the suit amount along with interest from the defendant.

FINDINGS:-

1.	In the result, the suit is decreed.
2.	The plaintiff is entitled for recovery of money for a sum of Rs.2,38,012/- (Rupees Two Lakhs Thirty Eight Thousand and twelve only) with interest at the rate of 9% per annum from the date of plaint till the date of Decree along with subsequent interest at the rate of 6% per annum from the date of Decree to till the date of realisation for the principal amount of Rs.2,12,200/- from the defendant. Time for payment is 1 month.
3.	The defendant shall bear the suit costs of plaintiff.

Directly dictated to Steno-Typist and directly typed by her and corrected and pronounced by me in the Open court on this 15th day of July – 2026.

**ADDITIONAL SUBORDINATE JUDGE,
TIRUPPUR.**

Annexure:**1. Plaintiff's side witness :-**

PW1 - Jakateesh

**2. Plaintiffs Exhibits :-**

Ex.A1	01.02.2022 to 28.02.2022	Plaintiff's Bank account statement	True Copy
Ex.A2	01.01.2022 to 30.05.2022	Plaintiff's Bank account statement	True Copy
Ex.A3	01.04.2022 to 31.03.2023	Plaintiff's Bank account statement	True Copy
Ex.A4		Plaintiffs Aadhar card	
Ex.A5		Photographs containing the Whatsapp conversations extracted from the plaintiffs mobile phone.	

3. Defendant side Witness :-

Nil

4. Defendant Exhibits :-

Nil

**ADDITIONAL SUBORDINATE JUDGE,
TIRUPPUR.**

TNTI040019632023



**Fair/Draft Judgment in
O.S. No. 24/2024
Dated : 15.07.2026
ASJ Court, Tiruppur.**
