

**IN THE COURT OF JUDGE, COMMERCIAL COURT
(DISTRICT JUDGE CADRE), COIMBATORE**

Present: **Thiru. K.Hariharan, M.L.,**
Judge,
Commercial Court (District Judge Cadre),
Coimbatore

Monday, the 9th day of December 2024

C.O.S. No.6 of 2024
(CNR No.TNCB22-000046-2024)

M/s. Abaneesh Consulting & Contractors, rep by its Proprietor
Mr.P.Alagumayil, having its office at No.11F, Sri Krishna Complex, 10th Street,
Gandhipuram, Coimbatore - 641 012

... Plaintiff

// Vs //

The Managing Trustee, **Markaz Al Baydha Charitable and Educational
Trust,** No.48, Galaxy Garden Phase -II, Kuniyamuthur, Coimbatore - 641 008

... Defendant

The plaintiff has filed this suit for directing the defendant to pay a sum of
Rs.70,96,000/- to the plaintiff together with interest at the rate of 18% per
annum on the Principal amount of Rs.70,96,000/- from the date of suit till date
of decree and thereafter 12% interest from the decree till the date of realization
and for costs.

Date of the suit : 10.01.2024

Cause of action arose on : 03.06.2022, 04.04.2023, 04.10.2023, 31.10.2023
16.11.2023 all at within the jurisdiction of this
Court.

The value of the suit for the purpose of court fees and jurisdiction is Rs.70,96,000/- and a court fee of Rs.2,12,880/- is paid under Section 22 of the Tamil Nadu Court fees and Suits Valuation Act.

DETAILS OF VALUATION

The outstanding amount due on agreement	-	Rs.70,96,000/-
Court fee paid thereon u/s 22 of TNCF & SV Act	-	Rs.2,12,880/-

This suit came up for final hearing before me on 29.11.2024 in the presence of Thiru.**C.Rajasekar**, Advocate for the plaintiff and Thiru.**H.Noor Mohammed**, Advocate for defendant and upon perusing the records and having stood over for consideration till this date, this court delivered **doth order** and **Decree** as follows:-

- (1) that the suit be and the suit same is hereby partly decreed; and
- (2) that the plaintiff be and is hereby entitled for relief of recovery of sum of Rs.25,96,086/- along with interest at the rate of 18% per annum from the date of suit till the date of decree and at the rate of 12% per annum from the date of decree to till the date of realization; and
- (3) that the counterclaim be and the same is hereby dismissed;
- (4) that there be order as to no costs.

MEMO OF COST

NIL

Given under my hand and the seal of this court this the 9th day of December 2024.

sd / **Tr. K.Hariharan, M.L.,**
Judge,
Commercial Court,
(District Judge Cadre)
Coimbatore

Note:- This Court constituted as
per G.O.No.547 Home (Courts II)
Department dated 01.12.2021,
functioning from 11.03.2023.
(New Court no court seal affixed).

sd / **Tr. K.Hariharan, M.L.,**
Judge
Commercial Court,
(District Judge Cadre)
Coimbatore.