



WEB COPY



IN THE HIGH COURT OF JUDICATURE AT MADRAS

**DATED: 10-06-2026**

CORAM

**THE HON'BLE MRS.JUSTICE R.KALAIMATHI**

CMP Nos.11395 of 2026  
in A.S.No.499 of 2026

Chidambaram

..Petitioner/Appellant/  
Defendant

Vs

Balasubramaniyan

..Respondent/  
Respondent/Plaintiff

PRAYER: Civil Miscellaneous Petition is filed under Order XLI Rule 5 read with Section 151 CPC., seeking to grant an order of interim stay of the operation and execution of the Judgment and Decree dated 01.11.2025 passed in O.S.No.88 of 2024 on the file of the learned Principal District Judge, Thiruvarur, and consequently stay all further proceedings including any execution proceedings arising therefrom, pending disposal of the above appeal.

For Petitioner(s): Mr.P.Venkatesan

O R D E R

Heard the learned counsel for the petitioner.

2. The suit is laid for recovery of a sum of Rs.11,00,000/-, together with interest at the rate of 12% per annum, based on the cheque dated 28.09.2021 drawn on Indian Overseas Bank, Vilamal Branch, issued by the defendant.

3. The trial Court, upon consideration of the evidence and after hearing the arguments advanced on either side, decreed the suit.



**R.KALAIMATHI,J.,**

nvi

WEB COPY

4. The appellant / defendant contends that the plaintiff had stolen the defendant's cheque, which had been kept in his tailor shop, and that the suit has been laid based on the said stolen cheque.

5. Considering the above submissions, there shall be an order of interim stay, subject to the condition that the appellant / defendant deposits a sum of Rs.3,00,000/- to the credit of O.S.No.88 of 2024 on the file of the Principal District Judge, Thiruvarur on or before 24.06.2026. Failing which the order of interim stay granted by this Court shall automatically stand vacated without any further reference to this Court.

6. Issue notice to the respondent returnable within four weeks.  
Private notice is also permitted to be taken.

7. List the matter after four weeks.

10-06-2026

nvi

Index: Yes/No

Speaking/Non-speaking order

Neutral Citation: Yes/No

To

The Principal District Judge, Thiruvarur.

CMP Nos.11395 of 2026  
in A.S.No.499 of 2026