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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 27.11.2026

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THE HONOURABLE MR.JUSTICE N.ANAND VENKATESH

**A.No.5267 & 5115 of 2026 in Arb.Appln.No.56 of 2023,
Arb.Appln.No.490 of 2024 in Arb.Appln.No.56 of 2023
and Arb.Appln.No.56 of 2023**

**A.No.5267 of 2026 in Arb.Appln.No.56 of 2023
& A.No.5115 of 2026 in Arb.Appln.No.56 of 2023**

T.Hemamalini
W/o.M.S.Thiruvikraman … Applicant in both applns.

vs.

1.Radian Realty Developers India Limited
Having office at First Floor,
New Door No.111, Old No.110,
33 Feet Road, Anna Salai,
Guindy, Chennai – 600 032.
represented by its Authorized Signatory
Mr.K.Kannadasan

2.Krishna Senthil Kumar,
S/o.Kuthalingam

3.State Bank of India,
Retail Assets Central Processing Centre,
No.4/952, 4/952 A, 3rd Floor,
Rajiv Gandhi Salai,
Perungudi, Chennai – 60 0096. … Respondents in both applns.

Prayer:
A.No.5267 of 2026 in Arb.Appln.No.56 of 2023

Judges Summons under Under XIV Rule 8 of O.S.Rules read with Sections 72(2) of the BNSS Act to recall and cancel the non-bailable

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warrant issued against the applicant by this Court by its order dated 24.11.2026 directing the Inspector of Police, K9, Thiru.Vi.Ka Nagar Police Station, Perambur, Chennai – 600 011 to produce the applicant before this Court on 01.12.2026.

A.No.5115 of 2026 in Arb.Appln.No.56 of 2023

Judges Summons under Under XIV Rule 8 of O.S.Rules read with Sections 148 CPC to extent the time for a further period of eight weeks for the compliance of the order dated 26.02.2026 passed in Arb.Appln.No.56 of 2023 for the payment of the balance amount of Rs.16,30,000/- [Rupees Sixteen Lakhs and Thirty Thousand only] along with interest.

For Applicant : Mr.J.Suresh
[in both applns.]
For Respondents : Mr.Arun C.Mohan [R1]
[in both applns.]

Arb.Appln.No.490 of 2024 in Arb.Appln.No.56 of 2023

Radian Realty Developers India Limited
Having office at First Floor,
New Door No.111, Old No.110,
33 Feet Road, Anna Salai,
Guindy, Chennai – 600 032.
represented by its Authorized Signatory
Mr.K.Kannadasan … Applicant

vs.

1.Krishna Senthil Kumar,
S/o.Kuthalingam

2.State Bank of India,
Retail Assets Central Processing Centre,
No.4/952, 4/952 A, 3rd Floor,
Rajiv Gandhi Salai,
Perungudi, Chennai – 600 096. … Respondents

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Prayer:

Judges Summons under Order XIV Rule 8 of O.S.Rules read with Order XXXIX Rule 2A CPC, to punish the first respondent for their wilful disobedience of the order of this Court dated 30.10.2023 passed in Arb.Appln.(Comm.) No.56 of 2023.

For Applicant : Mr.Arun C.Mohan

Arb.Appln.No.56 of 2023

Radian Realty Developers India Limited
Having office at First Floor,
New Door No.111, Old No.110,
33 Feet Road, Anna Salai,
Guindy, Chennai – 600 032.
represented by its Authorized Signatory
Mr.K.Kannadasan … Applicant

vs.

1.Krishna Senthil Kumar,
S/o.Kuthalingam

2.State Bank of India,
Retail Assets Central Processing Centre,
No.4/952, 4/952 A, 3rd Floor,
Rajiv Gandhi Salai,
Perungudi, Chennai – 60 0096.

3.T.Hemamalini
W/o.M.S.Thiruvikraman … Respondents

[R3 impleaded as per order dated 05.01.2026 in Appln.No.6162/2025 & time extended as per order dated 04.02.2026]

Prayer:

Judges Summons under Order XIV Rule 8 of O.S.Rules read with Section 9 (ii)(e) of Arbitration and Conciliation Act, 1996, to issue a prohibitory order against the second respondent prohibiting the second respondent to disburse any monies to the first respondent and consequently, deposit a sum of Rs.56,89,633/- from the sale proceeds of the property morefully described in the schedule property.

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For Applicant : Mr.Arun C.Mohan
For Respondents : Mr.J.Suresh [R3]

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COMMON ORDER

On 24.11.2026, this Court passed an order issuing non-bailable warrant to secure the presence of the applicant in A.No.5267 of 2026 in Arb.Appln.No.56 of 2023 on the ground that the earlier order has not been complied with and the applicant was not present at the time of hearing.

2. A.No.5267 of 2026 in Arb.Appln.No.56 of 2023 has been filed to recall the non-bailable warrant and for paying the balance amount due and payable to the first respondent.

3. Today, the applicant was present at the time of hearing. A demand draft for a sum of Rs.11,30,000/- was also placed before this Court and the same was also handed over to the learned counsel for first respondent.

4. Learned counsel for first respondent was insisting for payment of cost by the applicant considering her conduct.

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5. Taking into consideration the facts and circumstances of the case and the fact that interest had been paid till November'2026, this Court is not inclined to pass any further orders in A.No.5267 of 2026 in Arb.Appln.No.56 of 2023.

Accordingly, this Court passes the following order:

(i) A.No.5267 of 2026 in Arb.Appln.No.56 of 2023 is allowed and the non-bailable warrant issued by this Court in A.No.5115 of 2026 dated 24.11.2026 is recalled.

(ii) In view of the order passed in A.No.5267 of 2026 in Arb.Appln.No.56 of 2023, A.No.5115 of 2026 in Arb.Appln.No.56 of 2023, Arb.Appln.No.490 of 2024 in Arb.Appln.No.56 of 2023 and Arb.Appln.No.56 of 2023 are closed.

27.11.2026

Note: Issue today [27.11.2026]
Index: Yes/No
Speaking/Non-speaking order
Neutral Citation: Yes/No
gm
To
The Inspector of Police,
K9, Thiru.Vi.Ka Nagar Police Station,
Perambur, Chennai – 600 011.

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N.ANAND VENKATESH, J

gm

**A.No.5267 & 5115 of 2026 in Arb.Appln.No.56 of 2023,
Arb.Appln.No.490 of 2024 in Arb.Appln.No.56 of 2023
and Arb.Appln.No.56 of 2023**

27.11.2026

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