

ITEM NO.16

COURT NO.11

SECTION XII

S U P R E M E C O U R T O F I N D I A
RECORD OF PROCEEDINGS

Petition(s) for Special Leave to Appeal (C) No(s).22569/2026

[Arising out of impugned final judgment and order dated 27-04-2026 in CRP No.2573/2026 passed by the High Court of Judicature at Madras]

M/S. MADRAS CONCRETE PRODUCTS

Petitioner(s)

VERSUS

M. VIJAYAKUMAR & ORS.

Respondent(s)

(IA No. 187241/2026 - EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT)

Date : 10-07-2026 This matter was called for hearing today.

CORAM :

HON'BLE MR. JUSTICE AHSANUDDIN AMANULLAH
HON'BLE MR. JUSTICE SHEEL NAGU

[PARTIAL COURT WORKING DAYS BENCH]

For Petitioner(s) Mr. Nikhil Goel, Sr. Adv.
Ms. D. Durga Devi, Adv.
Mr. Pranab Prakash, AoR

For Respondent(s) Mr. Sumit Goel, Adv.
Ms. Sreeparna Basak, Adv.
Ms. Akshita Dogra, Adv.
Mr. Sameer Parekh, AoR

O R D E R

Heard learned senior counsel for the petitioner and learned counsel for the respondent no.4-ICICI Bank Ltd., who has appeared *suo motu*.

2. The present matter was heard by this Court on 06.07.2026 and

the following order was passed:-

"At the outset, learned Senior Counsel for the petitioner submits that the High Court disposed of the Revision Petition on the very first day without even issuing notice to him which has caused serious prejudice for the reason that *status quo*, for all practical purposes, has resulted in a situation where a permanent benefit has accrued to the respondent which is totally in the teeth of the factual and legal position.

2. However, to be fair, the learned Senior Counsel submitted that the Interlocutory Application bearing No.3 of 2026 filed under Order XXXIX Rules 1 & 2 of the Code of Civil Procedure, 1908, in the Suit bearing O.S. No. 138 of 2026 is listed for consideration on 09.07.2026. In view thereof, list the matter on 10.07.2026.

3. We make it clear that while considering the Interlocutory Application, the Trial Court shall not be prejudiced by the impugned order in any manner whatsoever."

3. Today, learned senior counsel for the petitioner submits that yesterday i.e., on 09.07.2026, when the matter was taken up by the Trial Court, the order of this Court dated 06.07.2026 was placed before it but still, the matter has been adjourned for 15.07.2026.

4. Learned senior counsel for the petitioner has produced before this Court a copy of what transpired on 09.07.2026 in the Trial Court, which is kept on record. The same indicates that the respondent no.1 has produced the order of this Court dated 06.07.2026 before the Trial Court and still, the matter was adjourned for 15.07.2026 for filing of written statement.

5. Be that as it may, we direct the Trial Court to hear the matter and pass final order with regard to the Interlocutory Application filed by the respondent no.1-plaintiff. It is made clear that no further adjournment shall be given by the Trial Court in the matter and the same would be finally heard with regard to the Interlocutory Application and if there is any non-cooperation

and non-appearance on behalf of any of the parties, the Trial Court shall not give any further indulgence and pass order on the basis of material, which may be available on record. The present order be strictly complied with by the Trial Court.

6. Learned senior counsel for the petitioner shall produce the copy of the present order before the Trial Court on the date fixed.

7. The Special Leave Petition stands disposed of in the aforementioned terms.

8. It is made clear that we have not expressed any opinion on the merits of the matter and the Trial Court shall also not be influenced by any observation, which may have been made in the impugned order passed by the High Court.

9. It shall further be open to the learned counsel for the parties who may be aggrieved by any order which may be passed on the said Interlocutory Application to move before the appropriate forum in accordance with law.

10. Pending application(s), if any, shall also stand disposed of.

(SAPNA BISHT)
COURT MASTER (SH)

(ANJALI PANWAR)
ASSISTANT REGISTRAR