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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 24.11.2026

CORAM :

THE HONOURABLE MR. SUSHRUT ARVIND DHARMADHIKARI,
CHIEF JUSTICE
AND
THE HONOURABLE MR.JUSTICE G.ARUL MURUGAN

WA No. 2352 of 2025
CNR:{HCMA011495602025}

and CMP No. 17943 of 2025

1.M.Thanigaivel
S/o.Muthukrishnan,
No.618-A, Perumal Koil Street,
Ellampettai Village,
Perandur Post-602 026
Uthukottai Taluk, Tiruvallur District

2.B.Komala
W/o.Balasubramanian,
No.618, Perumal Koil Street,
Ellampettai Village,
Perandur Post-602 026
Uthukottai Taluk, Tiruvallur District

3.M.Parthiban
S/o.Muthukrishnan,
No.618-A,Perumal Koil Street,
Ellampettai Village,
Perandur Post-602 026
Uthukottai Taluk, Tiruvallur District

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4.Geetha @ Jothilakshmi
W/o.Sivaprakasam,
Poovalambedu Main Road,
Poovalambedu Village and Post,
Gummidipoondi Taluk,
Tiruvallur District

Appellants

Vs

1.The Deputy Registrar of Cooperative Societies
Tiruvallur Circle, Tiruvallur,
Tiruvallur District

2.The Sale Officer
Tiruvallur Circle,
O/o.Deputy Registrar of Cooperative Societies, Tiruvallur Circle,
Tiruvallur, Tiruvallur District

3.The Administrator
GT-61, Akkarappakkam Primary Agricultural Cooperative Credit Society,
Kannigaipair Village and Post-601 102,
Uthukottai Taluk, Tiruvallur District

Respondents

PRAYER: Appeal filed under Clause 15 of the Letters Patent to set aside the order dated 11.6.2025 passed in W.M.P.No.23393 of 2025 in W.P.No.20742 of 2025.

For Appellants: Mr. C.Prakasam

For Respondents: Mr. C.A.Ramanan

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Government Advocate

JUDGMENT
(Delivered by the Hon'ble Chief Justice)

The unsuccessful petitioners have filed this appeal seeking to set aside the interim order dated 11.6.2025 passed by a learned Single Judge in W.M.P.No.23393 of 2025 in W.P.No.20742 of 2025. By the said order, the learned Single Judge directed the appellants to pay a sum of Rs.14,00,000/- to the first respondent within a period of eight weeks and further observed that, if the said conditional order is not complied with within the stipulated period, the interim order shall stand automatically vacated without further reference to the Court.

2. This appeal stumbles at the threshold of maintainability. A writ appeal does not automatically lie against every routine order passed in a writ petition. Under Clause 15 of the Letters Patent, an appeal is permissible only against a decision that bears the traits of a true "*judgment*", viz., an order that conclusively settles a vital right, resolves a fundamental dispute or causes direct and

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irreparable prejudice to a party.

3. The Supreme Court in *Midnapore Peoples' Coop. Bank Ltd. v. Chunilal Nanda*[1], held that interim/interlocutory orders passed during the pendency of a case, broadly fall into the following distinct classes:

> *"15. Interim orders/interlocutory orders passed during the pendency of a case, fall under one or the other of the following categories:*
>
> *(i) Orders which finally decide a question or issue in controversy in the main case.*
>
> *(ii) Orders which finally decide an issue which materially and directly affects the final decision in the main case.*
>
> *(iii) Orders which finally decide a collateral issue or question which is not the subject-matter of the main case.*
>
> *(iv) Routine orders which are passed to facilitate the progress of the case till its*

[1] *(2006) 5 SCC 399*

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culmination in the final judgment.

(v) Orders which may cause some inconvenience or some prejudice to a party, but which do not finally determine the rights and obligations of the parties."

The Supreme Court further held that, while orders falling under the first three categories constitute "*judgments*" and are appealable, orders falling under categories (iv) and (v) are not.

4. The conditional order passed by the learned Single Judge directing the appellants to pay a sum of Rs.14,00,000/-, without expressing any final opinion on the merits of the matter, is purely a routine order. It determines no final rights and inflicts no permanent harm. It is stated that the writ petition is still pending. In view of the pendency of the writ petition, it is for the appellants to present their case before the writ court with supporting documents.

5. In light of the settled legal position, this writ appeal is dismissed as not maintainable. We request the learned Single Judge to decide the writ petition, as early as possible.

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There shall be no order as to costs. Consequently, connected interim application stands closed.

(SUSHRUT ARVIND DHARMADHIKARI, CJ) (G.ARUL MURUGAN,J)
24.11.2026

Index : Yes/No
Neutral Citation : Yes/No
bbr

To:

1.The Deputy Registrar of Cooperative
Societies
Tiruvallur Circle, Tiruvallur,
Tiruvallur District

2.The Sale Officer
Tiruvallur Circle,
O/o.Deputy Registrar of Cooperative
Societies, Tiruvallur Circle,
Tiruvallur, Tiruvallur District

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THE HON'BLE CHIEF JUSTICE
AND
G.ARUL MURUGAN,J.

bbr

W.A.No.2352 of 2025

24.11.2026

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