



C.R.P.(MD) No.719 of 2026

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 16.03.2026

CORAM

THE HONOURABLE MR.JUSTICE V. LAKSHMINARAYANAN

C.R.P.(MD) No.719 of 2026

M.Vinoth

... Petitioner

vs.

1.The Proprietor
NEO Growth Credit Private Limited
Ewing, 903, Times Square Building
Andherikurta Road
Gamdevi
Marol, Andher East
Mumbai, Maharashtra - 400 059.

2.The Proprietor
IFL Finance Limited
3rd Floor, IIFL House
Sun Infotech Part
Road 16V
Wagle Estate
Thane West
Mumbai - 400 604.

3.The Proprietor
Protium Finance Limited
7th Floor
Block B2
Phase -1
Nirton Knowledge Park
Pahadi Village
Western Express Highway

1/6



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Cama Industrial Estate
Goregaon (E)
Mumbai
Maharashtra - 400 063.

4.The Proprietor
Bajaj Finance Limited
4th Floor
Pune-Ahmed Nagar Road
Viman Nagar
Pune - 411 014.

5.The Proprietor
FIBE, No. 404
The Chambers
Near Ganpati Mandir Chowk
(Samrat, Chowk Viman Nagar Road
Pune)
Viman Nagar
Pune - 411 014.

6.The Proprietor
Adiyabiriallaance Limited
2nd Floor, Horizon Building
57, Chowringhee Road
Kolkatta - 700 071.

7.The Proprietor
Cholamandalam Investment and Finance
Company Ltd.
No. 55/55/1, Chowringhee Road
Choudhury's Estate
5th Floor
Kolkatta - 700 071.

8.The Proprietor
Moneyview Limited
1st and 2nd Floor
No. 17/1,
Outer Ring Road

2/6



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Kadubeesanahalli
Bengaluru
Karnataka - 560 103.

9.The Proprietor
Kredit Bee
4th Floor, Anjaneya Techno Park
No. 147
HAL Old Airport Road
ISRO Colony
Kodihalli
Bengaluru - 560 008
Karnataka State.

10.The Proprietor
Ambit Private Limited
Ambit House
No. 449,
Sanapti Bapat Marg
Lower Parel
Mumbai - 400 013.

11.Vignesh

... Respondents

PRAYER: Petition filed under Article 227 of the Constitution of India, to set aside the Docket Order passed in Unnumbered I.P.No. of 2026 on the file of the learned III Additional Subordinate Court, Madurai dated 02.12.2025 and number the above Unnumbered I.P.No. of 2026.

For Petitioner : Mr.S.Senthil Kumar



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ORDER

The Civil Revision Petitioner seeks a direction to set aside the docket order passed in I.P.No.un-numbered of 2026 by the learned III Additional Subordinate Judge at Madurai, dated 02.12.2025, and to number the above I.P.No. un-numbered of 2026.

2.This Court in ***Selvaraj Vs. Koodankulam Nuclear Power Plant India Limited represented through its Project Director, 2021 SCC Online Mad 2514***, had directed that at the stage of numbering, the Court must not enter into matters, which can be appropriately addressed only on the judicial side. Till the application is numbered, the role of the Court is only ministerial. Whether Section 8 of the Provincial Insolvency Act, 1920 is a bar or otherwise, requires a judicial order. It cannot be decided at the stage of numbering.

3.Hence, there shall be a direction to the learned III Additional Subordinate Judge at Madurai to number the insolvency petition. Thereafter, it is open to the Court to raise the issue of maintainability, hear the counsel and thereafter pass orders. As that stage of the proceeding has not yet arrived and the Court had decided matters,



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which ought to have been dealt on the judicial side, the aforesaid direction has been given.

4.The Civil Revision Petition is ordered in the aforesaid terms.

No costs.

Index :Yes / No
Internet :Yes / No
NCC :Yes / No

16.03.2026

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Note :

The original of the insolvency petition filed by the Civil Revision Petitioner shall be returned to Mr.S.Senthil Kumar or any other counsel on record, after obtaining the usual endorsement.

To

The III Additional Subordinate Judge, Madurai



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V. LAKSHMINARAYANAN, J.

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