



Arbitration Application No.1463 of 2025

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 12.11.2025

CORAM

THE HONOURABLE MR.JUSTICE N.ANAND VENKATESH

Arbitration Application No.1463 of 2025

S.Chandraprakash Jain
S/o.G.Sampath Raj

.... Applicant

Vs.

1.M/s.GOD Pictures
represented by its Proprietor and Director,
Prabhu Solomon,
No.57, 2nd Street, Valasaravakkam,
Chennai – 600 093.

2.Gemini FX
represented by its Authorised Signatory,
Having office at
No.28, New Bangaru Colony,
West K.K.Nagar,
Chennai – 600 078.

.... Respondents

Arbitration Application under Order XIV Rule 8 of Original Side Rules r/w Section 9(1) (e) of the Arbitration and Conciliation Act, 1996, praying to grant an ad interim injunction restraining the respondents from distributing and releasing the movie “Kumki 2” pending determination of the final arbitration.

For Applicant : Mr.Abudu Kumar Rajaratnam
Senior Counsel for Mr.A.B.Rajasekaran

ORDER



Arbitration Application No.1463 of 2025

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This application has been filed under Section 9 of the Arbitration and Conciliation Act, 1996, [for brevity 'the Act'] seeking an order of interim injunction restraining the respondents from distributing and releasing the movie “Kumki 2” pending determination of the final arbitration.

2. Heard Mr.Abudu Kumar Rajaratnam, learned Senior Counsel for applicant and carefully perused the materials available on record.

3. The applicant is doing finance business and mainly providing finance towards film production. The first respondent is the Director of the film, who had previously directed the movie “Kumki” and he is presently producing and directing the movie “Kumki 2”. The second respondent is the visual effects company, which has given a confirmation letter dated 23.07.2018 to the applicant in respect of the movie.

4. The first respondent previously directed the Tamil movie “Kumki” in the year 2012. Thereafter, the first respondent started producing and directing the movie “Kumki-2” for which the first respondent required financial facilities. Hence, the first respondent



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approached the applicant seeking for financial assistance to the tune of Rs.1,50,00,000/- (One Crore and Fifty Lakhs only). They entered into a finance agreement dated 25.07.2018 and as per this agreement, the applicant had lent a sum of Rs.1,50,00,000/-, which will carry interest at 24% p.a. This amount is supposed to be repaid along with interest on or before six months from the date of the agreement or 7 days prior to the general release of the movie, whichever is earlier. The first respondent has also undertaken not to release or commercially exploit the movie in any manner without repaying the loan amount to the applicant. The confirmation letter to that effect was also obtained from the second respondent on 23.07.2018.

5. The first respondent failed to repay the loan within the time stipulated under the agreement and ultimately, both parties arrived at a settlement whereby the first respondent agreed to pay a sum of Rs.2,50,00,000/- for the amount that was financed by the applicant and the first respondent also reiterated that this amount will be settled ten days before the release of the movie and gave a further assurance that without settling the dues, the first respondent will not release the movie nor will allow anyone to release the movie prior to settling dues. The



Arbitration Application No.1463 of 2025

grievance of the applicant is that the first respondent, in complete disregard to the agreement, is taking steps to release the movie “Kumki-2”. It is under these circumstances, the present application came to be filed.

6. A *prima facie* case has been made out by the applicant and the balance of convenience is in favour of the applicant since if the applicant is not given interim protection and the movie is released, the applicant will not be able to recover the amount. If the movie is released, the applicant will also be put to irreparable loss and hardship. In view of the above, there shall be an order of interim injunction as prayed for till 03.12.2025.

7. Notice to the respondent returnable by 03.12.2025. Private notice is also permitted. The applicant shall comply with Order XXXIX Rule 3 CPC.

List this case on 03.12.2025.

12.11.2025

Note: Issue today [12.11.2025]

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Arbitration Application No.1463 of 2025

N.ANAND VENKATESH, J.

gm



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Arbitration Application No.1463 of 2025

Arbitration Application No.1463 of 2025

12.11.2025