

**IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH**

1. FAO No.7522 of 2015 (O&M)
Date of decision : 05.11.2015

Abid

...Appellant

Versus

M/s Sundaram Finance Ltd.

...Respondent

2. FAO No.7531 of 2015 (O&M)
Date of decision : 05.11.2015

Sher Mohd.

...Appellant

Versus

M/s Sundaram Finance Ltd.

...Respondent

3. FAO No.7532 of 2015 (O&M)
Date of decision : 05.11.2015

Asif

...Appellant

Versus

M/s Sundaram Finance Ltd.

...Respondent

4. FAO No.7533 of 2015 (O&M)
Date of decision : 05.11.2015

Salim

...Appellant

Versus

M/s Sundaram Finance Ltd.

...Respondent

CORAM: HON'BLE MR. JUSTICE AMIT RAWAL.

1. Whether reporters of local newspapers may be allowed to see judgment ?
2. To be referred to reporters or not ?
3. Whether the judgment should be reported in the Digest ?

Present: Mr. Sudhir Rana, Advocate for the appellant.

AMIT RAWAL, J. (Oral)

This order of mine shall dispose of four FAOs bearing Nos.7522 of 2015, titled as Abid Vs. M/s Sundaram Finance Ltd., FAO No.7531 of 2015, titled as Sher Mohd. Vs. M/s Sundaram Finance Ltd., FAO No.7532 of 2015 titled as Asif Vs. M/s Sundaram Finance Ltd. & FAO No. 7533 of 2015 titled as Salim Vs. M/s Sundaram Finance Ltd.

Challenge in the present appeals is to the order dated 04.08.2015, whereby petition filed under Section 9 of the Arbitration and Conciliation Act, 1996 has infact been allowed and the Finance Company has been restrained to take over the possession of the vehicle except through the permission of the Court and vis-a-vis one particular vehicle which has been ordered to be released in favour of the appellant.

In my view, no cause of action survives in the present appeals

against the aforementioned order as the order is in favour of the appellant.

Learned counsel for the appellant submits, that during the interregnum, the Finance Company has moved an application under Section 9 of the Act for recovery of vehicle and permission has been granted vide impugned order dated 16.09.2015. The appellant, if aggrieved against the said order, shall be at liberty to assail the same by filing the appeals in accordance with law.

In view of aforementioned observations, there is no necessity to interfere in the order.

Appeals are dismissed.

05.11.2015

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**(AMIT RAWAL)
JUDGE**