

IN THE HIGH COURT OF JUDICATURE AT MADRAS

(ORDINARY ORIGINAL CIVIL JURISDICTION)

FRIDAY, THE 28TH DAY OF JULY 2017

THE HON'BLE DR. JUSTICE ANITA SUMANTH

A. No.2663 of 2017

In the matter of
Arbitration & Conciliation
Act, 1996

And

In the matter of Disputes
between M/s. Cholamandalam
Investment and Finance
Company Ltd. and Mr.Firoz
Ahamad Arising under Loan
Agreement
No.XVFPPNE00000924089 Dated
06.03.2013.

M/s.Cholamandalam Investment and
Finance Company Limited,
'Dare House', No.2, N.S.C. Bose Road,
Parrys,
Chennai- 600 001.

Represented by its Authorised Signatory. : Applicant

Vs.

Mr.Firoz Ahamad,
S/o.A.Sattar,
No.30, Vill - Nayatola Hajipur,
Po-Kathihar Court, Kathihar,
Near Masjid,
Bihar-854 105.

: Respondent

Application praying that this Hon'ble Court be
pleased to appoint employee of the Applicant viz.
Mr.Bhavani Shankar, Sr. Executive Legal, as Receiver to
seize and take possession of the vehicle which is more
fully described in the schedule to the Judges Summons which
is lying in the custody of respondent or his men, agents,
servants from his premises or wherever found with Police
aid and break open of premises if necessary.

This Application coming on this day before this court for hearing the court made the following order:

By order dated 28.04.2017, this Court appointed Mr. Bhavani Shankar, Senior Executive Legal of the applicant company, as a Receiver, to seize and possess the vehicle in question.

2. Pursuant to the said order, it is today represented by the learned counsel appearing for the applicant that the asset has been seized and handed over to the applicant company. He would also confirm that proceedings for arbitration in connection with the transaction relating to the aforesaid asset have been concluded and an award has been passed favouring the applicant on 06.07.2016, which has, till date, not been challenged by the respondent. The statement is recorded.

3. Though the respondent has been served and his name appears in the cause list, none appears on his behalf.

4. In view of the above, nothing further survives in this application and the same stands closed. The parties are free to take such action, as they may desire hereinafter, in accordance with law.

Sd/-A.S.M.J

28.07.2017

//Certified to be a true copy//

Dated this the th day of 2017.

EM/21.08.2017

COURT OFFICER

From 25.09.2008 the Registry is issuing certified copies of the Order/Judgment Decree in this format.