

IN THE HIGH COURT OF JUDICATURE AT MADRAS

(ORDINARY ORIGINAL CIVIL JURISDICTION)

FRIDAY, THE 08TH DAY OF SEPTEMBER 2017

THE HON'BLE DR. JUSTICE ANITA SUMANTH

A. No.4112 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.Aravin
Dattatray Nayakule Arising
under Loan Agreement
No.XVFPPHA00001170218 Dated
28.03.2014.

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.ARVIND DATTATRAY NAYAKULE,
S/o.Dattatray Natakule,
A/p, Natepute, Tal Malshiras, Solapur,
Near Shivkrupa Kirana,
Maharashtra-413 109.

:Respondent

Application praying that this Hon'ble Court be
pleased to appoint employee to the Applicant viz. Mr.MD.
Tajdar Khn, RLM 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 in necessary.

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

By order, dated 28.07.2017, this Court appointed one Mr.MD.Tajdar Khan, RLM of the applicant company to seize and possess the vehicle in question.

2.It is today represented by the learned counsel appearing for the applicant that pursuant to the said order, the vehicle has been re-possessed by the applicant. 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 12.06.2017, 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 hereafter, in accordance with law.

Sd/-A.S.M.j

12.07.2017

//Certified to be a true copy//

Dated this the th day of 2017.

EM/19.07.2017

COURT OFFICER

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