

IN THE HIGH COURT OF JUDICATURE AT MADRAS

(ORDINARY ORIGINAL CIVIL JURISDICTION)

THURSDAY, THE 13TH DAY OF JULY 2017

THE HON'BLE DR. JUSTICE ANITA SUMANTH

A. No.2664 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.Puran
Yadav Arising under Loan
Agreement No.
XTRABET00001120044 Dated
20.01.2014.

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. Puran Yadav,
S/o.Gulab Yadav,
Ward No.10, Gouli Mohalla,
Krishna Ward, Betul,
Madhya Pradesh-460 : Respondent

Application praying that this Hon'ble Court be pleased
to appoint employee of the Applicant viz. Mr.Nilesh
Pankar, Branch Business Manager 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.Nilesh Pankar, Branch Business Manager of the applicant company, as a Receiver, to seize and possess the vehicle in question.

2. Pursuant to the warrant of commission issued by this Court to seize the vehicle, 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 by the Receiver. 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 27.10.2016 in Arbitration Case No.864/15, 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

13.07.2017

//Certified to be a true copy//

Dated this the th day of 2017.

EM/18.07.2017

COURT OFFICER

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