



IN THE HIGH COURT OF JUDICATURE AT MADRAS

(ORDINARY ORIGINAL CIVIL JURISDICTION)

THURSDAY THE 29TH DAY OF AUGUST 2019

THE HON'BLE MRS. JUSTICE PUSHPA SATHYANARAYAN

A. No.1147 of 2019

In the matter of Arbitration
& Conciliation Act, 1996

And

In the matter of Disputes
between M/s. Chola mandalam
Investment and Finance
Company Ltd., and
Mr. Baidyanath Padhan &
another Arising under Loan
Agreement No.
XVFPBGH00001205141 Dated
26.05.2014.

M/s. Chola mandalam 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.

1. Mr. Baidyanath Padhan
S/o. Bharat Padhan
AT - Sindurpur, PO - Binka
Sonepur, Odisha - 767019.

2. Mrs. Raseswari Padhan
W/o. Baidyanath Padhan
AT - Sindurpur, PO - Binka
Sonepur, Odisha - 767019.

: Respondents

Application praying that this Hon'ble Court be
pleased to direct the respondent to furnish security for
the sum of Rs.2,85,387/- within a time fixed by this
Hon'ble Court failing which to order attachment of the
immovable properties more fully described in the schedule
to the judges summons till enforcement of the award passed
in the arbitration proceedings and a copy of the attachment

<https://hcservices.ecourts.gov.in/hcservices/>
order be transmitted through the District and Session
Judge, Sonepur, Orissa and the attachment order may be hand



delivered to the applicant for transmission.

WEB COPY

This application coming on this day before this court for hearing in the presence of Mr.D.PradeepKumar, Advocate for the Applicant herein, and the respondent herein not appearing in person or by advocate and upon reading the order herein dated 12.02.2019, **It is ordered as follows:**

That the immovable properties more fully set out in the schedule hereunder be and are hereby attached and the same do remain under attachment until further orders of this court.

2. That 2 copies of this order be transmitted to the District and Session Judge, sonapur, Orissa, for effecting the attachment and the said court do cause the said immovable properties to be attached through Senior Bailiff of the said Court in respect of the claim of a sum of Rs.2,85,387/- (Rupees two lakhs eighty five thousand three hundred and eighty seven only) and communicate the effect of such attachment to the Registering Officer within the local limits of whose jurisdiction the whole or any part of the immovable properties are situated.

3. That the attachment order shall be hand delivered to the applicant for transmission.

4. That the parties hereto are free to take such action, as they shall desire hereinafter, in accordance with law.

5. That the A.No. 1147 of 2019 do stand closed.

Schedule of Property

<https://hcservices.ecourts.gov.in/hcservices/> and situated in Mauza : Sindurpur, Tahasil : Binka,
Tahasil No.04, Police Station : Binka, Police Station



No.44, District : Sonepur, Serial Number of Khatiyani - (*)
294/141, Plot No. & Name of the Chakbandi : 209/1622, Type
of Plot Property : Gharbari, Area : Acre 0, Decimal (*) **030**
Hector 0.0121.

Within SRO, Tehsil - Binka

(*) Amended as per order dated 27.07.2021
in Arb.A.No.82/2021.

Sd./- (07.09.2021)

ASSISTANT REGISTRAR (COMM.CASES)

WITNESS THE HON'BLE SHRIMATI.VIJAYA KAMLESH
TAHILRAMANI, THE CHIEF JUSTICE, HIGH COURT AT MADRAS
AFORESAID, THIS THE 29TH DAY OF AUGUST 2019.

Sd./-

ASSISTANT REGISTRAR (COMM.CASES)

//Certified to be true copy//

Dated at Madras this the day of 2019.

COURT OFFICER (O.S.)

From 25th Day of September 2008 the Registry is issuing
certified copies of the Orders/Judgments/Decrees in this
format.



11.10.2019

WEB COPY

4

A.No.1147 of 2019

ORDER

DATED :29.08.2019

THE HON'BLE MRS.JUSTICE
PUSHPA SATHYANARAYAN

FOR APPROVAL: 22.10.2019

APPROVED ON: 24.10.2019