

IN THE HIGH COURT OF JUDICATURE AT MADRAS

(ORDINARY ORIGINAL CIVIL JURISDICTION)

THURSDAY, THE 19TH DAY OF JUNE 2019

THE HON'BLE MRS. JUSTICE PUSHPA SATHYANARAYANA

A. No. 3519 of 2019

In the matter of
Arbitration & Conciliation
Act 1996

And

In the matter of Disputes
between the Applicant and
the Respondents in respect
of Loan Agreement No.LCV
1027683 Dated 20.08.2018.

M/s.Kotak Mahindra Bank Limited,
Rep by its Associate-Legal/Authorised Signatory,
Mr.Jayapal Madhavan,
8th Floor, TVH Agnitio Park, Zone 2,
Old Mahabalipuram Road,
Kandanchavadi, Chennai - 600 096.

: Applicant

Vs.

1.M/s.Sai Broilers,
No.53, Block 42 Ezhil Nagar,
Okkuyam Thoraipakkam,
Chennai - 600 097.

2.Samandhi S Sekar,
No.7, Muthan Street Palayam,
Chetpet, Thiruvannamalai - 606 801.

3.Geethakumar D,
NO.951/2, Tennamara Street,
Mangalam, Tiruvannamalai - 606 752.

: Respondents

Application praying that this Hon'ble Court be pleased
to appoint Mr.Senthil Manager, Kotak Mahindra Bank Ltd, as
Receiver to seize the Construction Equipment Excavator JCB
India Ltd - CB_JCB_JS_220 Excavator bearing Commercial
Vehicle LCV - ASHOK LEYLAND LIMITED - CB_AL GURU 1111
20FT CABIN CHASSIS bearing Engine No.JEEZ203327 and Chassis

No.MBIAVPTD5JPDD4683 lying at the address of the Respondents 1, 2 and 3 or wherever and to handover to the applicant in as is where is condition.

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

Learned counsel appearing for the applicant seeks permission of this Court to withdraw this application and has also made the following endorsement:

"Applicant instructs that after receipt of notice in this application, the respondent has surrendered the subject vehicle and in view of this, prays for permission to withdraw this application."

2. In view of the submission and endorsement made by the learned counsel for the applicant, this application is dismissed as withdrawn.'

Sd/.P.S.N.J.

19.06.2019

//Certified to be a true copy//
Dated this the day of 2019.

SU/31.10.2019

COURT OFFICER

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