

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 31.08.2020

C O R A M

**THE HON'BLE MR.JUSTICE N.SATHISH KUMAR**

Application No.234 of 2019

M/s.Cholamandalam Investment and  
Finance Company Limited  
Dare House, No.2 NSC Bose Road  
Parrys, Chennai 600 001.  
rep. By its Authorised Signatory

... Applicant

Vs

Mr.Firoj Ramjan Raja,  
S/o. Ramjan Raja,  
Maninagar, Bhachau,  
Kutch, Gujarat-370140.

... Respondent

**PRAYER :** Application filed under Order XIV Rule 8 of Original Side Rules r/w Section 9(ii)(b) of the Arbitration and Conciliation Act, 1996, praying to direct the respondent to furnish security for the sum of Rs.4,15,603 within a time fixed by this Hon'ble Court, failing which to order attachment of the immovable properties morefully described in the schedule to the Judges Summons till enforcement of the award

passed in the arbitration proceedings and a copy of the attachment order be transmitted through the District Court, Bhuj, Gujarat and the attachment order may be hand delivered to the applicant for transmission.

For Applicant : Mr.D.Pradeep Kumar

For Respondents : No appearance

**ORDER**

This application has been filed to direct the respondent to furnish security to the tune of Rs.4,15,603, failing which to order attachment of the immovable properties morefully described in the Schedule to the Judges Summons till enforcement of the award passed in the arbitration proceedings and a copy of the attachment order be transmitted through the District Court, Bhuj, Gujarat and the attachment order may be hand delivered to the applicant for transmission.

2. This Court by an Order, dated 27/07/2020, had directed the respondent to furnish security. Despite the same, the respondent has

not furnished security. Hence, the applicant seeks for an Order of attachment of the property of the respondent.

3. In view of the same, there shall be an interim Order of attachment as against the respondent. In the meanwhile, the applicant shall initiate arbitration proceedings within three months, failing which, the interim Order granted by this Court stands automatically vacated. Registry is directed to intimate the Order of attachment to the concerned Registrar.

4. With the above observations, this application is closed.

31.08.2020

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**N.SATHISH KUMAR,J**

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