

IN THE HIGH COURT OF JUDICATURE AT MADRAS

(ORDINARY ORIGINAL CIVIL JURISDICTION)

MONDAY, THE 16TH DAY OF MARCH 2020

THE HON'BLE MR. JUSTICE N.SATHISH KUMAR

A. No.238 of 2019

In the matter of Arbitration &
Conciliation Act, 1996

and

In the matter of disputes between
M/S.CHOLAMANDALAM
INVESTMENT AND FINANCE
LTD and RAJESHBAHAI
BHAGUBHAI VARCHAND
ARISING UNDER LOAN
AGREEMENT NO.
XVFPGDM00000927478 Dated
15.03.2013.

CHOLAMANDALAM INVESTMENT AND FINANCE CO. LTD
Dare House, No.2, N.S.C. Bose Road,
Parrys, Chennai-600001.

Represented by its Authorised Signatory

... Applicant

VERSUS

RAJESHBAHAI BHAGUBHAI VARCHAND
S/o. BHAGUBHAI VARCHAND
RATNAL TA ANJAR KUTCH
GUJARAT 370 110

...Respondent

Application praying that this Hon'ble Court be pleased to direct the respondent to furnish security for the sum of Rs.6,10,452/- within a time fixed by this Honble 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.

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

This application has been filed to direct the respondent to furnish security to the tune of Rs.6,10,452/- failing which to Order attachment of the immovable property morefully described in the schedule to the Judges summons, pending disposal of the proposed arbitration proceedings.

2. When the matter is taken up today, the learned counsel for the applicant submitted that Award has been passed in this matter.

3. Despite the award has been passed in this mater, the same has not been enforced till date. Therefore, this Court is not inclined to pass any interim order.

4. In such view of the matter, it is for the applicant to take appropriate steps to execute the award as per law.

5. With the above observation, this application is dismissed.

WEB COPY

Sd/.N.S.K.J
16.03.2020

//Certified to be a true copy//

Dated this the th day of 2020.

SS/27.05.2020

COURT OFFICER(O.S.)

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