

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.210 of 2019

In the matter of Arbitration &
Conciliation Act, 1996

and

In the matter of Disputes between M/s.
CHOLAMANDALAM INVESTMENT
AND FINANCE CO. LTD. And
GANGASINGH SAMRTHSINH
TOMER and another arising under
Loan Agreement
No.XVFPABD0000089940 Dated
31.01.2013.

CHOLAMANDALAM INVESTMENT AND FINANCE CO. LTD.

Dare House, No.2, N.S.C. Bose Road,
Parrys, Chennai-600001.

Represented by its Authorised Signatory

..Applicant

-VS-

1. GANGASINGH SAMRTHSINH TOMER
MAHKALI NAGAR, B/H-LAXMI KRISHNA STORE,
MEMCO NARODA,
AHMEDABAD, GUJARAT-380 025.

2. MR.SAMARSINH LAKSHMIMARA TOMER
MAHKALI NAGAR, B/H-LAXMI KRISHNA STORE,
MEMCO NARODA,
AHMEDABAD, GUJARAT-380 025.

..RESPONDENTS

Application praying that this Hon'ble Court be pleased to direct the respondents to furnish security for the sum of Rs.3,06,524/- within a time fixed by this 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 and a copy of the attachment order be transmitted through the Principle City civil court Ahmedabad Gujarat and the attachment order maybe 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.3,06,524/- 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

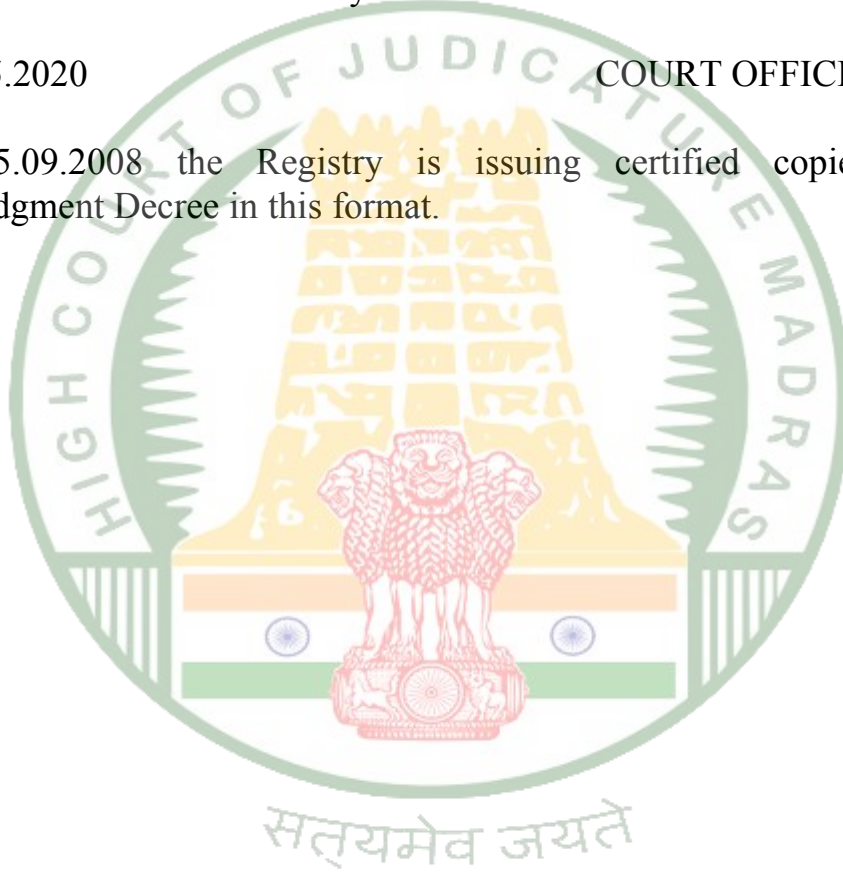
5. With the above observation, this application is dismissed.

Sd/.N.S.K.J.
16.03.2020

//Certified to be a true copy//
Dated this the day of 2020.

SU/28.05.2020 COURT OFFICER(O.S.)

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



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