

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 28.08.2020

CORAM :

THE HONOURABLE MR. JUSTICE N.SATHISH KUMAR

A.No.172 of 2019

M/s.Cholamandalam 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. Ramji Devabhai Koli
2. Niruben Devabhai Koli

... Respondents

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 furnish security for a sum of Rs.5,93,745/- within a time fixed by this Court failing which to order of 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 Respondent : No Appearance

N.SATHISH KUMAR, J.

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ORDER

This application has been filed to direct the respondents furnish security for a sum of Rs.5,93,745/- failing which to attach the immovable property of the respondents morefully described in the schedule, till the enforcement of the Award that may be ultimately passed in the arbitration proceedings.

2. This Court, by an Order dated 03.06.2020 directed the respondents to furnish security for the suit claim on or before 17.08.2020 and on failing to furnish security, there shall be Order of attachment.

3. Despite the Order of this Court directing to furnish security, the respondent have not furnished any security and none appeared for the respondent.

4. In view of the same, there shall be an Order of attachment of the immovable property described in the schedule and this application is closed. The registry is directed to communicate this Order to the concerned Registrar.

WEB COPY

28.08.2020

Index:Yes/No

Internet:Yes/No

Speaking order/Non-Speaking order

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