

IN THE HIGH COURT OF JUDICATURE AT MADRAS

(ORDINARY ORIGINAL CIVIL JURISDICTION)

TUESDAY, THE 15TH DAY OF DECEMBER 2020

THE HON'BLE MS. JUSTICE P.T.ASHA

A. No.1362 of 2020

In the matter of Arbitration and Conciliation Act, 1996 and

In the matter of Disputes between M/s.Cholamandalam Investment and Finance Company Limited and Mr. Balvantsinh Pratapsinh Rathod and another arising under Loan Agreement

No.XSHUAND0000167474 dated 14.05.2016.

M/S.CHOLAMANDALAM INVESTMENT AND FINANCE COMPANY LIMITED,

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

Represented by its Authorised Signatory

..Applicant

-Vs-

1. MR.BALVANTSINH PRATAPSINH RATHOD,  
S/o.Pratapsinh Rathod,  
Rajnarar, At-Anklav Dist-Anand.  
Gujarat-388 510.

2. MR.PRATAPSINH UDESINH RATHOD  
S/o.Udesinh Rathod,  
Rajnarar At Anklav,  
Dist-Anand,  
Gujarat - 388 510.

..Respondents

Application praying that this Hon'ble Court be pleased to direct the Respondents to furnish security for the sum of Rs.2,08,925.78/- 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 pending initiation and disposal of arbitration proceedings between the Applicant and the Respondents and till enforcement of the award that may be ultimately passed in the arbitration proceedings and a copy of the attachment order be transmitted through the District Court, Anand, 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:

The applicant has not taken out publication, however, the private notice which has been issued has been served on the respondent.

2. Considering the fact that the Arbitral Tribunal has been constituted and seized of the matter, the application is closed giving liberty to the applicant to approach the Arbitral tribunal for orders of attachment.

Sd/.P.T.A.J.  
15.12.2020

//Certified to be a true copy//

Dated this the                      th day of                      2020.

su.18.12.2020

COURT OFFICER(O.S.)

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