

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 20.07.2020

CORAM:

THE HONOURABLE MR.JUSTICE N.SATHISH KUMAR

A.No.51 of 2018

Daimler Financial Services India Pvt.Ltd.,
Unit 202, 2nd Floor, Campus 3B,
RMZ Millennia Business Park,
143, Dr MGR Road, Perungudi,
Chennai – 600 096, India,
Rep by its Legal Executive Mr.K.Ramakrishna . . . Applicant

Versus

1.Ramasamy Chicken Centre,
Door No.1/366/9, Mudalai Patti,
Namakkal – 637 003,
Tamil Nadu.

2.M.Venkatesh,
Door No.1/366/9, Mudalai Patti,
Namakkal – 637 003,
Tamil Nadu. . . Respondents

PRAYER: Application filed under Order XIV Rule 8 of original side rules r/w.SEC 9(ii)(e) of the Arbitration and Conciliation Act, 1996, to appoint Mr.S.Yogavinayagamoorthy, Son of Mr.P.Sakhivel, Authorized Agent of the applicant as Receiver to seize and take possession of the subject schedule vehicle more fully described in the Schedule of the Judge's Summons from the premises of the respondents or wherever found with police aid and break open of premises if necessary.

For Applicant : Mr.M.Balachandar

For Respondents : No appearance

ORDER

This application has been filed to appoint Mr.S.Yogavinayagamoorthy, Son of Mr.P.Sakthivel, Authorized Agent of the applicant as Receiver to seize and take possession of the subject schedule vehicle more fully described in the Schedule of the Judge's Summons.

2. When the matter was called, the learned counsel appearing for the applicant through video conferencing submitted that the arbitration proceedings were already initiated and the award was passed.

3. In such view of the matter, this Court is not inclined to pass any order in this application and it is for the applicant to work out his remedy as per law to execute the award. Hence, this application is closed.

WEB COPY

Sd/.N.S.K.J.
20.07.2020

//Certified to be a true copy//

Dated this the th day of 2020.

su.26.08.2020

COURT OFFICER(O.S.)

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