

IN THE HIGH COURT OF JUDICATURE AT MADRAS

Dated : 25.08.2020

Coram

THE HONOURABLE MR.JUSTICE N. SATHISH KUMAR

Application No.5005 of 2019

M/s Cholamandalam Investment and Finance Company Ltd.
' Dare House', No.2, NSC Bose Road, Parrys,
Chennai 600 001. Rep by its authorised Signatory ... Applicant

Vs.

Mr. Suresh R, s/o Rajan,
Mathuruthi, Kava malampuzha,
Palakkad, near temple, Kerala 678 651. ... Respondent

Prayer: This application filed under Order XIV Rule 8 of O.S. Rules read with Section 9(ii) (a) (b) (c) (d) and (e) of the Arbitration and Conciliation Act 1996 to appoint an Advocate Commissioner to seize and take possession of the vehicle, which is more fully described in the schedule to the Judges Summons, which is lying in the custody of the respondent, or his men, agents, servants, from his premises or wherever found with police aid and break open of premises if necessary.

For Applicant : Mr. Santhosh Nagarajan

N.SATHISH KUMAR, J.

mst

ORDER

By order dated 24.10.2009, this Court had appointed one Mr.M.Palanimuthu, Advocate, as Advocate Commissioner to seize and possess the vehicle, which is more fully described in the schedule to the Judges Summons.

2. Today, when the matter was called, the learned counsel appearing for the applicant submitted that the vehicle could not be secured and sought for extension of time for execution of the order by the Receiver and submitted that further time of three weeks may be granted to repossess the vehicle and application may be closed. Accordingly, time is extended finally for a period of three weeks from the date of receipt of a copy of this order, failing which the Order granting power to repossess the vehicle shall automatically stand cancelled.

3. With the above direction, the application is closed.

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