

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 03.09.2020

CORAM :

THE HONOURABLE MR.JUSTICE N.SATHISH KUMAR

Application No.5081 of 2019

TVS Credit Services Ltd.,
No.29, Third Floor, Jayalakshmi Estates,
Haddows Road, Nungambakkam,
Chennai, Tamil Nadu - 600 006.
Represented by its Senior Manager Legal,
Mr. K.N.Trivikram ... Applicant

versus

Abubakkar Siddique M
Mohammed Usman
No.12, Sindhi Colony,
Ground Floor, Shreeji Apartments,
Near Kims Hospital,
Shindhi colony, Salem,
Salem-636 302. ... Respondent

Prayer: Application filed under Order XIV Rule 8 of Original Side Rules read with Section 9(ii)(d)&(e) of the Arbitration and Conciliation Act, 1996, to appoint an Advocate Commissioner to seize and deliver the vehicle Hyundai Verna 1.6 SXCRDI at Diesel bearing Registration No.TN34T0099, Chassis No.MALCU41ULCM079401G, Engine No.D4FBCU151290 available at the respondent's premises or wherever found and permit the Advocate Commissioner to obtain Police Aid and to break open the premises.

For Applicant : Mr.M.Arunachalam

ORDER

This application has been filed to appoint an Advocate Commissioner to seize and deliver the vehicle Hyundai Verna 1.6 SXCRDI at Diesel bearing Registration No.TN34T0099, Chassis No.MALCU41ULCM079401G, Engine No.D4FBCU151290 available at the respondent's premises or wherever found and permit the Advocate Commissioner to obtain Police Aid and to break open the premises.

2. Today, when the matter was called, the learned counsel appearing for the applicant submitted through video conferencing that already the award has been passed on 09.09.2019 and the notice sent to the respondent was returned with an endorsement "insufficient address" and an affidavit of service is also filed to that effect. Though the name of the respondent is printed in the cause list, there is no representation for him either in person or through counsel.

3. In such view of the matter, it is open to the applicant to enforce the award as per law and hence, this application stands closed.

Sd/.N.S.K.J.
03.09.2020

//Certified to be a true copy//

Dated this the th day of 2020.

su.22.10.2020

COURT OFFICER(O.S.)

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