

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 15.09.2020

CORAM :

THE HONOURABLE MR.JUSTICE N.SATHISH KUMAR

Application No.5972 of 2019

M/s.Shriram Transport Finance Co. Limited,
Represented by its Authorised Signatory and
Senior Executive, S.Varadhan, S/o.P.M.Seethapathy,
Having its Registered Office at
Mookaambika Complex,
III Floor, No.4, Lady Desika Road,
Mylapore, Chennai - 600 004. ... Applicant

versus

1.Prem Kumar
No.25/35, Chella Pillayar Koil Street,
Royapettah, Chennai-600 014

2.John Peter, A.
No.48, Nehruji Street,
Manali, Chennai- 600 068 ... Respondents

Prayer: Application filed under Order XIV Rule 8 of Original Side Rules read with Section 9(ii)(b)&(e) of the Arbitration and Conciliation Act, 1996, to appoint an Advocate Commissioner with direction to seize the schedule mentioned vehicle, which is lying under the custody of the respondents or their men, agents, servants or anyone claiming under them from yard of the 1st Respondent situated at No.25/35, Chella Pillayar Koil Street, Royapettah, Chennai - 600 014, or at any other place where the scheduled asset is found, with the police and by breaking open locks, if necessary and to take the same into his custody and sell the same at fair market price.

For Applicant : M/s.K.Subhashini Suresh

ORDER

This application has been filed to appoint an Advocate Commissioner with direction to seize the schedule mentioned vehicle, which is lying under the custody of the respondents or their men, agents, servants or anyone claiming under them from yard of the 1st Respondent situated at No.25/35, Chella Pillayar Koil Street, Royapettah, Chennai - 600 014, or at any other place where the scheduled asset is found, with the police and by breaking open locks, if necessary and to take the same into his custody and sell the same at fair market price.

2. Today, when the application is taken up for consideration, the learned counsel appearing for the applicant through video conferencing seeks permission of this Court to withdraw the application.

3. In view of the submission made by the learned counsel appearing for the applicant, this application is dismissed as withdrawn.

Sd/.N.S.K.J.
15.09.2020

//Certified to be a true copy//
Dated this the day of 2020.

SU/23.09.2020

COURT OFFICER(O.S.)

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