

IN THE HIGH COURT OF JUDICATURE AT MADRAS

(ORDINARY ORIGINAL CIVIL JURISDICTION)

MONDAY, THE 16TH DAY OF MARCH 2020

THE HON'BLE MR. JUSTICE N.SATHISH KUMAR

A. No.6948 of 2019

In the matter of Arbitration
& Conciliation Act, 1996

And

In the matter of Disputes between
M/s.Cholamandalam Investment
and Finance Company Ltd. and
Mr.Firoj Kuanr & another Arising
under Loan Agreement
No.XVFPJRA00001524230 Dated
31.10.2015.

M/s. Cholamandalam Investment and
Finance Company Limited,
'Dare House', No.2 N.S.C.Bose Road,
Parrys, Chennai - 600 001.

Represented by its Authorised Signatory. : Applicant

Vs.

1.Mr.Firoj Kuanr,
S/o Kalakar Kuanr, Aenlapali Kudopali,
Brajrajnagar, Jharsuguda, Orissa – 768216.

2.Mr.Chandramani Dash,
S/o Brajamohan,
Balijori, Jharsuguda, Orissa – 768201.

: Respondents

Application praying that this Hon'ble Court be pleased to direct
the Respondents to furnish security for the sum of Rs.3,97,664/- within a
time fixed by this Hon'ble Court failing which to order attachment of the

Summons till enforcement of the award passed in the arbitration proceedings and a copy of the attachment order be transmitted through the District And Session Judge, Jharsuguda, Orissa 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:

This application has been filed to direct the respondent to furnish security to the tune of Rs.3,97,664/- failing which to Order attachment of the immovable properties morefully described in the schedule to the Judges summons, pending disposal of the proposed arbitration proceedings.

2. When the matter was taken up today, the learned counsel for the applicant submitted that the 2nd respondent has died and also award has been passed in this matter.

3. In such view of the matter, this application for furnishing security is closed. However, liberty is granted to the applicant to enforce the award as per law by impleading the L.Rs of the 2nd respondent before the appropriate forum.

Sd/.N.S.K.J.
16.03.2020

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

SU/28.05.2020

COURT OFFICER(O.S.)

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