

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 09.09.2020

CORAM :

THE HONOURABLE MR.JUSTICE N.SATHISH KUMAR

Application No.7029 of 2019

M/s.Daimler Financial Services
India Private Limited,
Rep. by its Authorised Signatory
having its office inter alia at
Unit 202, 2nd Floor, Campus 3B,
RMZ Millennia Business Park,
143, Dr.MGR Road, Perungudi,
Chennai - 600 096.

...

Applicant

versus

Mr.Rajkumar K.
B-101, TVS Green Hills, 345/2B, NGO,
Nagar, Extn Nidungundram,
Perungulathur, Chennai-600 063.

...

Respondent

Prayer: Application filed under Order XIV Rule 8 of Original Side Rules read with Section 9(ii)(a)(b)&(e) of the Arbitration and Conciliation Act, 1996, to appoint the applicant's employee Mr.Kabali R, as Receiver to seize and take possession of the Hypothecated Car, which is more fully described in the Judges Summons schedule lying in the custody of respondent or his men, agents, servants from his premises or wherever found with Police assistance and by breaking open the premises, if necessary.

For Applicant : Mr.Anand Johnson

ORDER

This application has been filed to appoint the applicant's employee

Mr.Kabali R, as Receiver to seize and take possession of the Hypothecated Car, which is more fully described in the Judges Summons schedule lying in the custody of respondent or his men, agents, servants from his premises or wherever found with Police assistance and by breaking open the premises, if necessary.

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 in its favour and the notice sent to the respondent was returned with an endorsement "left" 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.

09.09.2020

//Certified to be a true copy//

Dated this the th day of 2020.

su.12.10.2020

COURT OFFICER(O.S.)

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