

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 24.08.2020

C O R A M

THE HON'BLE MR.JUSTICE N.SATHISH KUMAR

Application No.7140 of 2019

M/s.Cholamandalam Investment and
Finance Company Limited
Dare House, No.2 NSC Bose Road
Parrys, Chennai 600 001.
rep. By its Authorised Signatory

... Applicant

Vs

1. Mr.Dhamotharan T

2. Mr.Thandavamoorthy

... Respondents

PRAYER : Application filed under Order XIV Rule 8 of Original Side Rules r/w Section 9(ii)(b) of the Arbitration and Conciliation Act, 1996, praying to direct the respondents to furnish security for the sum of Rs.347488/- within a time fixed by this Hon'ble Court, failing which to order attachment of the immovable property morefully described in the schedule to the Judges Summons pending disposal of the arbitration proceedings between the Applicant and the Respondent and till

enforcement of the award that may be ultimately passed in the arbitration proceedings.

For Applicant : Mr.N.Santhosh Nagarajan

For Respondents : No appearance

ORDER

This application has been filed to direct the respondents to furnish security to the tune of Rs.347488/-, failing which to order attachment of the immovable properties morefully described in the Schedule to the Judges Summons pending disposal of arbitration proceedings between the applicant and the respondents and till enforcement of the award that may be ultimately passed in the arbitration proceedings.

2. This Court by an Order, dated 05/06/2020, had directed the respondents to furnish security. Despite the same, the respondents have not furnished security. Hence, the applicant seeks for an Order of attachment of the property of the respondents.

3. In view of the same, there shall be an interim Order of attachment as against the respondents. In the meanwhile, the applicant shall initiate arbitration proceedings within three months, failing which, the interim Order granted by this Court stands automatically vacated. Registry is directed to intimate the Order of attachment to the concerned Registrar.

4. With the above observations, this application is closed.

24.08.2020

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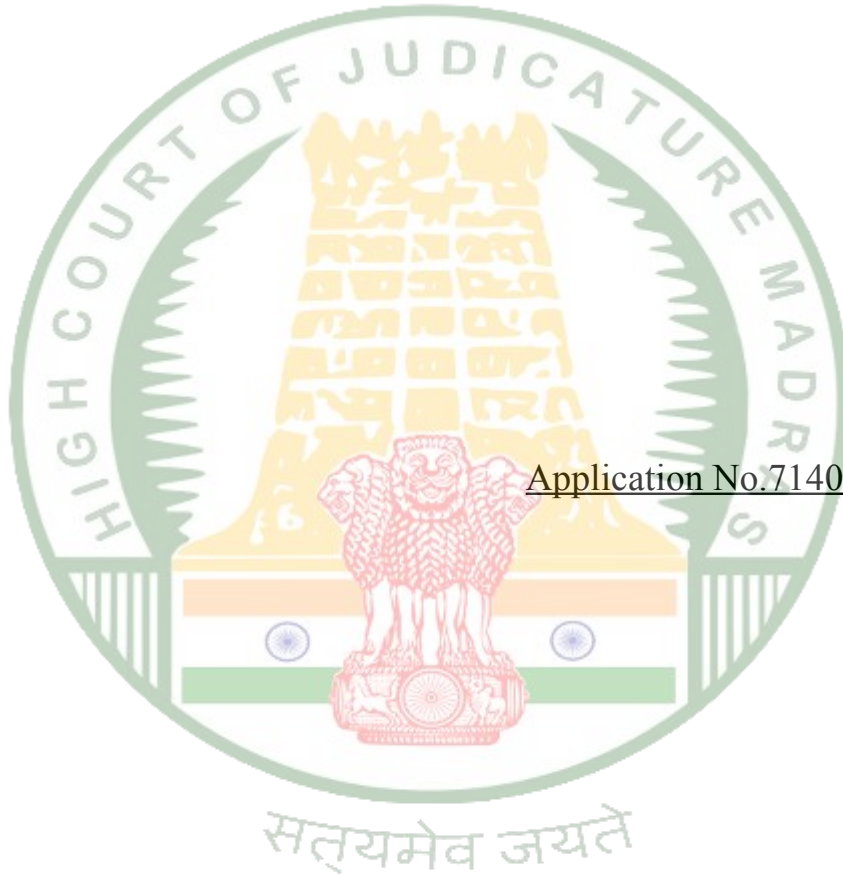


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N.SATHISH KUMAR,J

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