

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 21.08.2020

CORAM :

THE HONOURABLE MR.JUSTICE N.SATHISH KUMAR

Application No.9385 of 2019

M/s.Cholamandalam Investment &
Finance Co. Ltd.,
Represented by its Authorised Signatory
"Parry House", No.2, N.S.C.Bose Road,
Parrys, Chennai - 600 001.

...

Applicant

versus

Shyam Sundar Sharma

...

Respondent

Prayer: Application filed under Order XIV Rule 8 of Original Side Rules read with Section 9(ii)(a)(b)(c)(d)&(e) of the Arbitration and Conciliation Act, 1996, to appoint the employee of the applicant viz. Mr.Bhawani Shankar Branch Legal Manager, to seize and take possession of the vehicle which is morefully described in the schedule to the Judges Summons which is lying in the custody of respondent's men, servants, agents, from his premises at Shahpur, Kathiar, Dangal, Kathiar District, Bihar - 854 317 or wherever found with the police aid and break open of premises, if necessary.

For Applicant

: Mr.S.Shahul Hameed

ORDER

This application has been filed to appoint the employee of the

applicant viz. Mr.Bhawani Shankar Branch Legal Manager, to seize and take possession of the vehicle, which is morefully described in the schedule to the Judges Summons, which is lying in the custody of respondent's men, servants, agents, from his premises at Shahpur, Kathiar, Dangal, Kathiar District, Bihar - 854 317 or wherever found with the police aid and break open of premises, if necessary.

2. The respondent availed of finance facilities pursuant to Loan Agreement No.XVFPK RK00002268124 dated 31.01.2018, for a sum of Rs.8,00,000/- towards purchase of a vehicle. It is also submitted by the learned counsel for the applicant through video conferencing that arbitration proceedings have concluded and an award has been passed in its favour on 25.02.2019. As of 19.11.2019, the respondent is liable to pay a sum of Rs.6,71,568.57, together with interest.

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.

21.08.2020

sri

N.SATHISH KUMAR, J.

sri



Application No.9385 of 2019

WEB COPY

21.08.2020