

IN THE HIGH COURT OF JUDICATURE AT MADRAS

(ORDINARY ORIGINAL CIVIL JURISDICTION)

TUESDAY, THE 14th DAY OF SEPTEMBER 2021

THE HON'BLE MR. JUSTICE V.PARTHIBAN

Arb.Appln.No.209 of 2021

and

A. No.804 of 2021

A.No.804 of 2021 and Arb.Appln.No.209 of 2021:-

In the matter of Arbitration &
Conciliation Act, 1996

and

In the matter of Disputes between
M/s. TVS Credit Services Limited
and Mr.Sunil Gurung Arising under
Loan Cum Hypothecation
Agreement Dated 14.10.2018
bearing Agreement
No.WB3078CA0001091.

M/s.TVS Credit Services Limited,
Jayalakshmi Estates,
New No.29, Old No.8,
Haddows Road, Chennai – 600 006,
Represented by its Authorised Signatory.

... Applicant

-Versus-

Mr.Sunil Gurung,
S/o Harka Dhan Gurung,
Pragati Gram, Darjeeling,
Jelkhana, Darjeeling Pulbazar,
Nr.Jel Quarters,
Bhanugram S.O., West Bengal – 734101.

... Respondent

A.No.804 of 2021:-

Application praying that this Hon'ble Court be pleased to appoint the employee of the Applicant viz, Mr.Sougata Maitra, Territory Manager - Collection as Receiver to seize and take possession of the Vehicle which is more fully described in the schedule to the Judges Summons which is lying in the custody of respondent or respondent's men, agents, servants from respondent premises or wherever found with Police aid and break open of premises if necessary.

Arb.Appln.No.209 of 2021:-

Arbitraion Application praying that this Hon'ble Court be pleased to extend the time granted by order dated 04.03.2021 in Application No.804 of 2021 to the receiver to seize the vehicle which is more fully described in the schedule to the Judges Summons by a further period of 4 weeks from the date of receipt of copy of order.

These applications coming on this day before this court for hearing in the presence of Mr.D.Pradeep Kumar, Advocate for the Applicant in both applications, and upon reading the Judge's Summons and the Affidavit of R.Venish Kumar in Arb.Appln.209 of 2021, and the order dated 04.03.2021 made in A.No.804 of 2021, it is ordered as follows:-

That the time granted in pursuance of the order dated 04.03.2021, made in A. No.804 of 2021, to seize and repossess the vehicle by the

receiver appointed therein, be and is hereby extended till 20.10.2021.

2. That the Arb. Appln. No.209 of 2021 and A.No. 804 of 2021 be posted on 20.10.2021.

WITNESS THE HON'BLE MR. JUSTICE SANJIB BANERJEE,
CHIEF JUSTICE, HIGH COURT AT MADRAS AFORESAID, THIS
THE 14th DAY OF SEPTEMBER 2021.

Sd/-
ASSISTANT REGISTRAR (Comm. Cases)
//Certified to be true copy//

Dated at Madras this the day of 2021.

COURT OFFICER(O.S.)

From 25th Day of September 2008 the Registry is issuing certified copies of the Orders/Judgments/Decrees in this format.

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23.09.2021

Arb.Appln.No.209 of 2021
and
A. No.804 of 2021

ORDER

DATED : 14.09.2021

THE HON'BLE MR. JUSTICE
V.PARTHIBAN

FOR APPROVAL: 27.09.2021

APPROVED ON: 28.09.2021

Copy to:-

Mr.Sougata Maitra,
Territory Manager - Collection,
Receiver,
M/s.TVS Credit Services Limited,
Jayalakshmi Estates,
New No.29, Old No.8,
Haddows Road,
Chennai – 600 006.