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Arb Appln NO. 265 of 2024  
IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: **03-06-2025**

CORAM

**THE HONOURABLE MR JUSTICE P.B. BALAJI**

**Arb Appln No. 265 of 2024 in A.No.9519 of 2019**

M/s.Cholamandalam Investment And Finance Co Ltd  
Dare House, No.2, N.S.C.Bose Road, Parrys,  
Chennai 600 001., Represented by its Authorised  
Signatory.No. 45, Justice Basheer Ahmed Sayeed  
Building, IInd Floor, 2nd Line Beach, Moore Street,  
Parrys

Appellant(s)

Vs

M/s.Prospect Engineering and another  
Prop.Mr.Avinash Chandrakant Virkar, A-102, KJS  
Kamalaya Vile Parle, NR Maddrasi Ram Mandir,  
Mumbai, Maharashtra 400 057.No. 45, Justice  
Basheer Ahmed Sayeed Building, IInd Floor, 2nd  
Line Beach, Moore Street, Parrys and another

Respondent(s)

**For Appellant(s):**

Mr.D.Pradeep Kumar

### **ORDER**

Today, the matter has been taken up under the caption “ For Being Mentioned”.

2. Heard Mr.D.Pradeep Kumar, learned counsel for the applicant.

3. A mention was made seeking to modify the order dated 03.12.2024, on the ground that the amount which was the subject matter of the payment out application viz., Rs.1,78,177/- had gone up by way of accrued interest. Learned counsel fairly submits that a deduction towards audit fee is also required.



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**P.B.BALAJI.,J.**

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Hence, he seeks for suitable clarification to be made in the order dated 03.12.2024.

4. I find some force in the submission of the learned counsel for the applicant.

5. The Order dated 03.12.2024 is modified by allowing the application directing the payment out of a sum of Rs.1,78,177/-, together with accrued interest and less applicable audit fee.

6. The order dated 03.12.2024 is modified to the above extent.

**03-06-2025**

To

1. M/s.Prospect Engineering and another  
Prop.Mr.Avinash Chandrakant Virkar, A-102, KJS  
Kamalaya Vile Parle, NR Maddrasi Ram Mandir, Mumbai,  
Maharashtra 400 057.No. 45, Justice Basheer Ahmed  
Sayeed Building, IInd Floor, 2nd Line Beach, Moore Street,  
Parrys

2. Vrushali Avinash Virkar  
A - 102, KJS Kamalaya, Vile Parle, NR - Maddrasi Ram Mandir, Mumbai

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