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Arb Appln No. 124 of 2025

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 06-03-2025

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THE HONOURABLE MR JUSTICE ABDUL QUDDHOSE

Arb Appln No. 124 of 2025

Cholamandalam Investment And Finance Co Ltd
Chola Crest, C 54 and 55, Super B-4, Thiru Vi
Ka Industrial Estate, Guindy, Chennai
represented by its Authorised Signatory

Applicant(s)

Vs

Manohar Enterprises
Chola Crest, C 54 and 55, Super B-4, Thiru Vi
Ka Industrial Estate, Guindy, Chennai Rep. by its
Proprietor Mrs. Sanjaya S Shirsat, 2nd Floor, 41,
Kaisar Mansion, Dr. Baba Saheb Ambedkar Road,
Lalbaug, Behind Ganesh Nagar, Parel, Mumbai,
Maharashtra 400 012.

Respondent(s)

For Applicant(s): Mr.D.Pradeep Kumar

ORDER

This application has been filed seeking for appointment of the applicant's own employee as a Receiver.

2. Though this Court had earlier appointed the applicant's own employee as a Receiver to repossess the equipment from the respondent, the said Receiver is yet to repossess the equipment.



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ABDUL QUDDHOSE,J.

3. The learned counsel for the applicant would submit that the equipment has not been located and only due to the said reason, the Receiver could not repossess the equipment.

4. I have already made it clear in my previous orders that the question of appointing the applicant's own employee as a Receiver for the purpose of repossessing the equipment from the respondent cannot be granted, since the said receiver will not be a neutral person.

5. No useful purpose will be served if this application is allowed to be kept pending. Therefore, this Application is closed. However, liberty is granted to the applicant to file a fresh application seeking for appointment of an Advocate Commissioner to repossess the equipment from the respondent once the equipment is located.

06.03.2025

vsi

To

1. Manohar Enterprises
Chola Crest, C 54 and 55, Super B-4, Thiru Vi Ka
Industrial Estate, Guindy, Chennai Rep.by its Proprietor
Mrs.Sanjaya S Shirsat, 2nd Floor, 41, Kaisar Mansion,
Dr.Baba Saheb Ambedkar Road, Lalbaug, Behind
Ganesh Nagar, Parel, Mumbai, Maharashtra 400 012.

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