



Arb.Appln.No.395 of 2025

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M/s.Mercedes-Benz Financial Services
India Pvt. Ltd.

... Applicant

Vs.

Gauri Shivaay Petroleum and Another

... Respondents

ABDUL QUDDHOSE.J.,

Till date, the vehicle has not been repossessed. Learned counsel for the applicant submits that the vehicle could not be located. Sufficient opportunity has been granted to the applicant to enable the advocate commissioner to execute the warrant of commission. However, till date, the advocate commissioner could not execute the warrant of commission since the vehicle is not traceable.

2. No useful purpose will be served, if this application is allowed to be kept pending. Accordingly, this application is closed. However, liberty is granted to the applicant to file a fresh application seeking for appointment of an advocate commissioner as and when the vehicle is located. While considering the fresh application, this Court shall consider retaining the very same advocate commissioner, who has been appointed in this application since the applicant has already paid the initial remuneration to the advocate commissioner.

11.06.2025

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