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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 05.06.2025

CORAM

THE HON'BLE MR.JUSTICE ABDUL QUDDHOSE

Arb.Appln.No. 425 of 2025

M/s.Axis Bank Limited,
Chennai-4.

... Applicant

Vs.

Jibin Joseph

... Respondent

For Applicant : Mr.RA.Sivadhara Adiyaman
for M/s.OM Gujar Law Chambers

ORDER

As early as on 11.03.2025, this Court had appointed an Advocate Commissioner to re-possess the vehicle from the respondent. Earlier on 15.04.2025, a request was made for extension of time for the Advocate Commissioner to execute the warrant of commission. Based on the said request, extension was also granted by this Court. Till date, the Advocate Commissioner has been unable to re-possess the vehicle. One more extension is now sought for, which cannot be granted.



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ABDUL QUDDHOSE, J.

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2. No useful purpose will be served, if this application is allowed to be kept pending, that too, when the vehicle is yet to be located. Accordingly, this application is **closed**. However, liberty is granted to the applicant to file a fresh application seeking for appointment of an Advocate Commissioner, once the vehicle is located.

3. While considering the fresh application, this Court shall consider retaining the very same Advocate Commissioner appointed in this application, since the applicant has already paid the initial remuneration to the Advocate Commissioner.

05.06.2025

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