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Arb Appln No. 563 of 2025

IN THE HIGH COURT OF JUDICATURE AT MADRAS

**DATED: 15-07-2025**

CORAM

**THE HONOURABLE MR JUSTICE ABDUL QUDDHOSE**

**Arb. Appln. No. 563 of 2025**

Kotak Mahindra Bank Ltd.,  
Rep. by its Authorised Signatory  
Regd. Office at Mumbai  
Branch office at  
TVH Agnitto Park, 8<sup>th</sup> Floor, Zone-2  
141, Old Mahabalipuram Road  
Kandanchavadi, Chennai-600 096

Appellant(s)

Vs

1.Janakaraj

2.Nagarajan

Both residing at  
437 A, Thirumalai Nagar, Annex-2,  
Morai Anna Nagar,  
Avadi, Chennai 600 055.

Respondent(s)

**PRAYER**

To pass an Order of appointment of an Advocate Commissioner to seize and deliver the Goods Carrier Eicher Pro 2114XP H CBC BSVI Engine



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No.E426CDRF481304, Chassis No.MC2ESHRCORFB13207 and Registration No.TN12BF0662 to the custody of the Applicant, available at the Respondent premises or wherever found and with whomsoever it is found and permit the Advocate Commissioner to obtain Police aid and to break open the premises.

For Appellant(s): Ms R. Kiruba Kanmani  
For Mr.Ra.Gopinath

For Respondent(s): -

Advocate Commissioner: Mr.S.P.Veera Akash

### **ORDER**

The learned counsel for the applicant is not pressing this application, since the vehicle could not be located, however, she seeks liberty to the applicant to file a fresh application seeking for the very same relief as and when the vehicle is located. The applicant has already paid the initial remuneration to the learned Advocate Commissioner.

2.In view of the same, this application is dismissed as not pressed. However, liberty as prayed for is granted. While considering the fresh application filed by the Applicant seeking for the very same relief as and when the vehicle is located, this Court shall consider retaining the very same



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Advocate Commissioner who has been appointed in this Application, since the Applicant has already paid the initial remuneration to the said Advocate Commissioner. No costs.

**15-07-2025**

Index: Yes/No

Speaking/Non-speaking order

Internet: Yes

Neutral Citation: Yes/No

*sai*

To

1. Janakaraj

TVH Agnitto Park, 8th Floor, Zone-2  
141, Old Mahabalipuram Road  
Kandanchavadi, Chennai-600 096 Both  
residing at 437 A, Thirumalai Nagar,  
Annex 2, Morai Anna Nagar, Avadi,  
Chennai 600 055.

2. Nagarajan

437 A, Thirumalai Nagar Annex-2,  
Morai Anna Nagar, Avadi Chennai



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**ABDUL QUDDHOSE J.**

*sai*

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