



Arbitration Application No. 570 of 2025

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: **07.07.2025**

CORAM

THE HONOURABLE Mr. JUSTICE ABDUL QUDDHOSE

Arbitration Application No. 570 of 2025

M/s.Cholamandalam Investment and
Finance Company Limited
Registered Office at 'Chola Crest'
C54 & 55, Super B-4, Thiru Vi Ka Industrial Estate
Guindy, Chennai-600032
Represented by its Authorised Signatory
Mr.D.Arjun

... Applicant

Vs.

1.M/s.Shubhanga Technology
Ground Floor No.81, 18th Cross
Raghavendra Nagar
Thiagarapalya Main Road
Industrial Area Stage 2
Bangalore Urban – 560 058.

2. Sadanand Vigneshwar Hegde
3. Namita Satyanarayan Hegde

... Respondents

PRAYER: Arbitration Application filed under Order XIV Rule 8
Original Side Rules read with Section 9(ii)(d) & (e) of the Arbitration
and Conciliation Act, 1996, praying to pass an order of appointing an



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advocate commissioner to seize and deliver the assets as detailed in schedule hereunder is available at respondent's premises or wherever found and permit the advocate commissioner to obtain police aid and to break open the premises and hand over the same to the applicant.

S. No.	Asset	Manufacturer	No. of Units	Invoice Value INR	Total Margin INR	Total Finance Amount INR
1.	LML-Vertical Machining Center Model VML – 50 with Fanuc CNC System Consisting of the following standard accessories	Lokesh Machines Ltd.	1	31,27,000/-	6,25,400/-	25,01,600/-
2.	Electra 2D Height Master Model Ultima M 450 with Standard scope of supply	Electronica EMS	1	2,35,410/-	94,164/-	1,41,246/-
3.	Insurance – Machinery	Premium Amt				19,819/-
4.	Insurance – Life	Premium Amt				36,145/-
		Total		33,62,410/-	7,19,564/-	26,98,810/-

For Applicant : Ms.K.Indumathi



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ORDER

WEB COPY Till date the Advocate Commissioner has not repossessed the vehicles /equipments. No useful purpose would be served, if this application is allowed to be kept pending.

2. Therefore, the learned counsel for the applicant seeks liberty for the applicant to file a fresh application seeking for the very same relief whenever the vehicles /equipments are located.

3. Accordingly, this application is closed. However, liberty is granted to the applicant to file fresh applications seeking for appointment of an Advocate Commissioner once the vehicles /equipments are located. While considering such fresh application, this Court shall consider retaining the very same Advocate Commissioner, who was appointed in this application, since the applicant has already paid the initial remuneration to the Advocate Commissioner in this application.

07.07.2025

Index: Yes/ No
Speaking order / Non speaking order
Neutral citation : Yes / No
Maya



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ABDUL QUDDHOSE, J.

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