



WEB COPY

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 19-09-2025

CORAM

THE HONOURABLE MR JUSTICE N. ANAND VENKATESH

**A No. 3084 of 2025
in E.P.No.11 of 2025**

1. Indian Overseas Bank
Tiruppur Branch,
122, Kumaran Road, Tiruppur-641 601

Applicant(s)

Vs

1. Samwon Textile Co Ltd.,
#4022 227, Bangbaee-ro,
Seocho-gu, Seoul, Republic of Korea

2. Toram Exports Pvt Ltd
S.F.No.5, No.1(2), Asher Nagar
1st Street, Alamelu Industrial Complex,
Tirupur-641 603

Respondent(s)

PRAYER This petition filed under Order 14 Rule 8 of Original Side Rules r/w
Order 21 Rule 106 of C.P.C., to set aside the ex-parte order passed on



WEB COPY

06/03/2025 against the Petitioner Bank/ Garnishee in the Subject EP and permit the bank to file its counter.

For Applicant(s): Mrs. V. Rajeswari

For Respondent(s): Mr.Bhagawath Krishnan for R1

Mrs.Jayaganga for R2

ORDER

This application has been filed to set aside the ex-parte order passed on 06.03.2025 against the applicant Bank/Garnishee.

2.Heard Mrs.V.Rajeswari, learned counsel appearing on behalf of the applicant, Mr.Bhagawath Krishnan, learned counsel appearing on behalf of the 1st respondent and Mrs.Jayaganga, learned counsel appearing on behalf of the the 2nd respondent.

3.In the affidavit filed in support of the application, the applicant Bank has taken a stand that the fixed deposits that are sought to be attached by the Decree Holder already stands as a security for the packing credit that was



WEB COPY
availed by the 2nd respondent/Judgement Debtor as per the sanction letter

issued to them. Paragraph No.4 of the affidavit, the applicant Bank has also assigned reasons as to why they were not able to be represented before the Court on 06.03.2025.

4.Considering the grounds raised in the affidavit filed in support of this application, this Court is inclined to set aside the ex-parte order passed on 06.03.2025, against the applicant Bank/Garnishee.

5.Accordingly, this application stands allowed. No Costs.

19-09-2025
(1/2)

Index: Yes/No

Speaking/Non-speaking order

Internet: Yes

Neutral Citation: Yes/No

ssr



WEB COPY



4/4

A No. 3084 of 2025

N.ANAND VENKATESH J.

SSR

**A No. 3084 of 2025
in E.P.No.11 of 2025**

19-09-2025

(1/2)