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Arb.Appln.Nos.785 to 787 of 2025

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: **25.08.2025**

CORAM

THE HONOURABLE MR JUSTICE **ABDUL QUDDHOSE**

Arb.Appln.Nos.785 to 787 of 2025

M/s.IndusInd Bank Ltd.

... Applicant in all applications

vs.

1.R.N.Transport & Co.

... Respondent in
Arb.Appln.Nos.785 & 787 of 2025

2.Rafique Hamirani @ H Rafique B

... Respondent in
Arb.Appln.No.786 of 2025

For Applicant : M/s.Meera Gananasekar
(in all applications)

For Respondent : Set Exparte
(in all applications)

COMMON ORDER

These applications have been filed under Section 9 of the Arbitration and Conciliation Act, seeking for appointment of advocate commissioners to repossess the vehicles/machinery more fully described in the respective schedule to the respective Judges Summons from the



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respective respondent or wherever available.

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2. On the last hearing date, i.e., on 28.07.2025, since there was no representation on the side of the Advocate Commissioner, this Court had adjourned these matters today. Even today, there is no representation on the side of the Advocate Commissioner. Notice sent to the respective respondent have been returned with an endorsement 'unclaimed', which amounts to deemed service. Till date, no one has entered appearance on behalf of the respective respondent. Hence, the respective respondent are set exparte by this Court.

3. The learned counsel for the applicant submits that the vehicles, which are the subject matter of these applications have already been re-possessed by the Advocate Commissioner and the custody of the same has been handed over to the applicant. Since the vehicles have already been re-possessed by the Advocate Commissioner and the custody of the same has been handed over to the applicant and since the respective respondent have been set exparte, nothing survives for further adjudication in these applications.



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4. Accordingly, these applications are closed.

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ABDUL QUDDHOSE. J.

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