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Arb Appln NO. 742 of 2024

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 04-03-2025

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THE HONOURABLE MR JUSTICE ABDUL QUDDHOSE**Arb Appln No. 742 of 2024**

Tata Capital Ltd
1st Floor Centennial Square 6A Dr Ambedkar Salai
Kodambakkam Chennai 600 024

Appellant(s)

Vs

Biju K
Elanjikkal Thazhava PO PV North Thodiyoor, Kollam
690 523.1st Floor Centennial Square 6A Dr Ambedkar
Salai Kodambakkam Chennai 600 024

Respondent(s)

For Applicant(s): Mr.N.K.Vanan**For Respondent(s):****ORDER**

This application has been filed seeking for appointment of the applicant's own employee as a Receiver.

2. Though this Court had earlier appointed the applicant's own employee as a Receiver to repossess the vehicle from the respondent, the said Receiver is yet to repossess the vehicle. This Court had already granted extension of time on 10.12.2024 & 21.01.2025 to comply with the earlier order dated 29.10.2024. However, till date, the Receiver could not repossess the vehicle as the vehicle is



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ABDUL QUDDHOSE,J.

not traceable.

3. I have already made it clear in my previous orders that the question of appointing the applicant's own employee as a Receiver for the purpose of repossessing the vehicle from the respondent cannot be granted, since the said receiver will not be a neutral person.

4. Learned counsel for the applicant would now seek permission to withdraw this application. However, he seeks liberty to file a fresh application seeking for appointment of an Advocate Commissioner to repossess the vehicle from the respondent in the place of a Receiver, if need arises.

5. Accordingly, this Application is dismissed as withdrawn. Liberty as sought for by the applicant is granted.

04-03-2025

vsi

To

1. Shajahan M
Kottoor Kizhakketharayil, Puliyarvanchi South,
Edakkulangara PO Kollam 690 523.1st Floor Centennial
Square 6A Dr Ambedkar Salai Kodambakkam Chennai 600
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