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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 03-03-2025

CORAM

THE HONOURABLE MR JUSTICE ABDUL QUDDHOSE

Arb Appln No. 855 of 2024

Cholamandalam Investment And Finance Co Ltd
Chola Crest, C 54 and 55, Super B-4, Thiru Vi Ka
Industrial Estate, Guindy, Chennai

Applicant(s)

Vs

Om Namassivaya Xerox
Prop.Mr.K.Chittibabu, 48-5-40, Vegetable Market
Road, Srinagar, Visakhapatnam, Andhra Pradesh 530
016.Chola Crest, C 54 and 55, Super B-4, Thiru Vi Ka
Industrial Estate, Guindy, Chennai and 2 Others

Respondent(s)

For Applicant(s): Mr.D.Pradeep Kumar**For Respondent(s):****ORDER**

This Court has already expressed its view that an applicant cannot seek for appointment of its own employee as a receiver to repossess the vehicle. It is also to be noticed that till date, the receiver appointed by this Court earlier has not repossessed the vehicle. Once again, an extension is sought for by the applicant for the receiver to execute the warrant of commission.

2. Since this Court is not inclined to appoint a receiver and since the vehicle



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is yet to be located, no useful purpose will be served if this Application is allowed to be kept pending. Accordingly, this Application is closed. However, liberty is granted for the applicant to file a fresh application seeking for appointment of an Advocate Commissioner in the place of a Receiver to repossess the vehicle from the respondent or wherever available.

03-03-2025

vsi

To

1. Om Namassivaya Xerox
Prop.Mr.K.Chittibabu, 48-5-40, Vegetable Market Road,
Srinagar, Visakhapatnam, Andhra Pradesh 530 016.Chola
Crest, C 54 and 55, Super B-4, Thiru Vi Ka Industrial Estate,
Guindy, Chennai
2. K Chittibabu
No. 14-33-20, (14-31-3) Kolluru Mansions, Opp. KGH Clock Tower,
Maharanipeta, Visakhapatnam
3. Kuchrlapati Harathi
No. 14-33-20, (14-31-3) Kolluru Mansions, Opp. KGH Clock Tower,
Maharanipeta, Visakhapatnam



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ABDUL QUDDHOSE,J.

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