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Arbitration Application No.39 of 2026

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 16.02.2026

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THE HONOURABLE MR.JUSTICE N.ANAND VENKATESH

Arbitration Application No.39 of 2026

M/s.Cholamandalam Investment and
Finance Company Limited,
'Chola Crest', C 54 & 55, Super B-4,
Thiru Vi Ka Industrial Estate, Guindy, Chennai - 600 032.
represented by its Authorised Signatory Applicant
Vs.

M/s.Arslan Travels,
Proprietor Mr.Nafees Ahmad
S/o.Mohammad Idrees
C2, Sai Krupa Chs 90 Feet Road,
Netaji Nagar Nr Kajupada,
Kurla West, Mumbai, Maharashtra – 400 072. Respondent

Arbitration Application under Order XIV Rule 8 of Original Side Rules r/w Section 9(1)(ii)(a)(b)(d) & (e) of the Arbitration and Conciliation Act, 1996, praying to appoint the employee of the applicant viz., Mr.Sudhir Ganpat Vedre, Area Receivables Manager, as receiver to seize and take possession of the vehicle which is more fully described in the schedule to the Judges Summons which is lying in the custody of respondent or respondent's men, agents, servants from respondent premises or wherever found with police aid and break open of premises, if necessary.

For Applicant : Mr.D.Pradeep Kumar

ORDER

This application has been filed under Section 9 of the Arbitration and Conciliation Act, 1996, for appointment of receiver for seizing the vehicle in the custody of the respondent, if necessary, with police protection and by breaking open the premises.



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gm

2. When the application came up for hearing on 21.01.2026, this Court issued notice to the respondent.

3. The private notice sent to the respondent has been returned with an endorsement “unclaimed” and affidavit of service has also been filed. As the notice has been sent to the address given in the agreement, there is a deemed service on the respondent and the respondent is neither present nor represented through counsel. Hence, the apprehension raised on the side of the applicant that the respondent is trying to secret the vehicle is *prima facie* established.

4. In view of the above, Mr.Sudhir Ganpat Vedre, Area Receivables Manager, is appointed as the Court receiver and the Court receiver is permitted to seize the vehicle from the respondent or wherever it is found and by breaking open the premises, if required with police assistance.

This application stands disposed of in the above terms.

16.02.2026

Index:yes/no
Speaking order/Non-speaking order
NCC:yes/no
gm

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