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Arb Appln No. 88 of 2



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 24-02-2026

CORAM

THE HON'BLE MR JUSTICE N. ANAND VENKATESH

Arb Appln No. 88 of 2026

Cholamandalam Investment And Finance Co Ltd
Chola Crest, C 54 and 55, Super B-4, Thiru Vi Ka
Industrial Estate, Guindy, Chennai – 600 032.
Represented by its Authorised Signatory.

..Petitioner(s)

Vs

Anil B.
S/o.Balakrishnan
Mecherikunnu House, Panamram,
Karimbimmal, Mananthavady, Wayanad,
Kerala – 670 721.

..Respondent(s)

Prayer: This application is filed under Order XIV Rule 8 of the Original Side Rules read with Section 9(1)(ii)(a)(b)(d)&(e) of the Arbitration and Conciliation Act, 1996, to appoint employee of the Applicant viz Ms.Arya, Legal Executive, as Receiver to seize and take possession of the vehicle which is more fully described in the schedule to the Judge's Summons which is lying in the custody of respondent or respondent men agents, servants from respondent premises or wherever found with Police aid and break open of premises if necessary.

For Petitioner(s): Mr.D.Pradeep Kumar



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N.ANAND VENKATESH, J.

Asi

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.

2. When the application came up for hearing on 30.01.2026, this Court issued notice to the respondent.

3. The private notice sent to the respondent has been returned with an endorsement “refused” 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, Ms.Arya, Legal Executive, 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.

24-02-2026

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