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Arbitration Application No.1467 of 2025

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 19.01.2026

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THE HONOURABLE MR.JUSTICE N.ANAND VENKATESH

Arbitration Application No.1467 of 2025

Tata Capital Limited
Rep by its Associate Legal Remedial
R.Kamalakkannan,
Having its office at
1st Floor, Centennial Square,
6A – Dr.Ambedkar Salai,
Kodambakkam, Chennai 600 024

.... Applicant

Vs.

Mr.Anad Kumar
Kirapathi Village Martalli Chamrajanagar NA
Mysore Karnataka – 571 444

.... 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 Mr.Srikanth employed as employee currently designated as Legal Manager in the Applicant Company having his office No.82/1, Krishna Tower 1 and 2nd Floor, Richmond Road, Bengaluru 580 025 as Receiver to seize and deliver the asset Excavator General Brakes CEQ Rock Breaker Engine No.0721, Chassis No.EE0712 at Kirapathi Village Martalli Chamrajanagar NA Mysore, Karnataka 571 444 or wherever it is found morefully described hereunder with police aid or break open the premises from wherever it is found and handover the same to the Applicant.



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For Applicant : Mr.N.K.Vannan

ORDER

This application has been filed under Section 9 of the Arbitration and Conciliation Act, 1996, [for brevity 'the Act'] for appointment of a receiver to seize and deliver the vehicle from the respondent to the applicant, if necessary, with police protection and by breaking open the premises.

2. Heard Mr.N.K.Vannan. learned counsel for applicant and carefully perused the materials available on record.

3. When the matter came up for hearing on 17.11.2025, this Court ordered notice to the respondent.

4. The private notice sent to the respondent was neither delivered nor returned as on 03.12.2025 and the affidavit of service has also been filed. There is no representation for the respondent either in person or 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.



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5. In view of the above, Mr.Srikanth, Legal 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.

6. This application stands disposed of in the above terms.

19.01.2026

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N.ANAND VENKATESH, J.

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