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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 02-02-2026

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THE HONOURABLE MR JUSTICE N. ANAND VENKATESH

Arb Appln No. 1664 of 2025

1. Tata Capital Ltd
By its Associate Legal Remedial,
R.Kamalakannan,
Having its office at
1st Floor, Centennial Square
6A Dr. Ambedkar Salai
Kodambakkam, Chennai 600 024.

Applicant(s)

Vs

Shafeeckali Cholayil

Respondent(s)

PRAYER Petition filed under Section 9 of the Arbitration and Conciliation Act, 1996, praying to pass an order appointing Mr.Krishna Prasad, Employed as Employee currently designated as A Legal Manager in the Applicant company having his office Ground Floor, Tower II NH 17,Near Lulu Mall, Cochin 682 024 as Receiver to seize and deliver the asset RENAULT DUSTER RXS PH2DC1(HSR) bearing Engine No.K9KF830E033193 Chassis No.MEEHSRAWEG4002521, Reg.No.KL01BX4450 situated at Cholayil Thachekode, Malapuram, Land Mark-Mehfil Auditorium, Malapuram, 679 322, Kerala or wherever it is found more fully described hereunder, with police aid or break open the premises from wherever found and handover the same to the applicant.



For Applicant(s): Mr.N.K.Vanan

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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.Vanan, learned counsel for applicant and carefully perused the materials available on record.

3. When the matter came up for hearing on 09.12.2025, this Court ordered notice to the respondent.

4. The private notice sent to the respondent has been served 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.

5. In view of the above, Mr.Krishna Prasad, 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.

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

02-02-2026

Index: Yes/No
Speaking/Non-speaking order
Internet: Yes
Neutral Citation: Yes/No
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N.ANAND VENKATESH J.

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