

**In the Court of the District Judge of Palakkad.
Present: Sri.K.E.Salih, District Judge**

Friday, the 23rd day of January, 2026/ 3rd day of Magha,1947 S.E.

**Interlocutory Application No.01/2026
in Miscellaneous Application (Arbitration) No.35/2026**

Petitioner/Petitioner :

M/s. Shriram Finance Ltd, (Formerly Shriram Transport Finance Company Ltd), First Floor, Delma Express, Opp. Cherupushpam School, Vadakkanchery, Palakkad - 678683. Represented by Retainer Advocate & Power of Attorney Holder, Sareena.V, aged 36 years, D/o. Muhammedkutty.

By Advocate: Sri. K. A. Kailas

Vs:-

Respondents/Respondents :-

- 1 Shamsudheen, S/o. Abdul Jaleel, Thachakora, Payalur, Kollengode, Palakkad – 678506.
- 2 Ruksana, D/o. Moideen, Palam Bazar, Puthunagaram P.O, Peruvamba, Palakkad – 678503.
- 3 Thanooja.S. W/o. Shamsudeen, Thachakora, Kollengode, Palakkad – 678506.

Respondents: Not entered in appearance

This application is filed under Order 38, Rule 5 of the Civil Procedure Code, read with section 9 of the Arbitration and conciliation Act 1996 to pass an order of attachment of petition schedule property and direct the respondents to furnish security to the tune of ₹2,93,488.38/- (Rupees two lakhs ninety three thousand four hundred and eighty eight and paise thirty eight only). with in a stipulated time and in case of default make the order of attachment absolute.

This Interlocutory Application having been heard on 23.01.2026 and this court on the same day passed the following:-

ORDER

The petition is for an order of conditional attachment of a vehicle bearing No.KL-10-AJ-1442 MAHINDRA LOAD KING PRIDE.

2. Heard the learned counsel for the petitioner and perused the records including the documents produced. I am satisfied that the petitioner is initiating arbitration proceedings as per the arbitration clause in the agreement. I am also satisfied that the first respondent is trying to alienate / transfer / dispose of the petition schedule property (vehicle bearing registration KL-10-AJ-1442 MAHINDRA LOAD KING PRIDE) with an intention to delay / defeat the execution of any award / decree, that may be passed in the above proposed arbitration proceedings. Hence, issue notice to the respondents to show-cause why they shall not furnish security to the tune of ₹2,93,488.38/- (Rupees two lakhs ninety three thousand four hundred and eighty eight and paise thirty eight only). Meanwhile, there shall be an order of conditional attachment of the above vehicle.

3. The Amin, who will be deputed, in case the vehicle has to be attached shall release the vehicle on proper bond executed

by any respectable person of the locality. If no such person is available or if nobody is ready to take the vehicle on bond, the vehicle shall be released on bond to the possession of the petitioner. In that event, at least 5 photographs of the vehicle taken from different angles shall be produced before the Court with the report in order to avoid future controversies.

4. Issue notice to the respondents, issue attachment order and communicate the order to the Motor Vehicles Department concerned. Call on 24.02.2026.

(Pronounced by me in open court on this the 23th day of January, 2026).

Sd/-
K.E.Salih
District Judge

APPENDIX:- NIL

Sd/-
K.E.Salih
District Judge

**Fair/Copy of Order
in I.A.01/2026
in M.A (Arb) 35/2026
Dated: 23.01.2026**