

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

**Friday the 6th day of March, 2026/
15th day of Phalguna, 1947 S.E.**

**Interlocutory Application No.01/2026
Miscellaneous Application (Arbitration) No.134/2026**

Petitioner/Petitioner :

Cholamandalam Investment and Finance Company Ltd.,
(Formerly M/s. Cholamandalam DBS Finance Ltd.)
Dare House, No. 2, N S C Bose Road, Parrys, Chennai –
600001. Represented by the Senior Legal Executive
N. P. Sreejith, aged 40 years, S/o. Sreekumar,
Kunnathurmedu, Palakkad.

By Advocate: R. Manikandan

Vs:-

Respondents/Respondents:-

- 1 Abdul Rahman. T. T, aged 30 years, S/o. Abdul Rahman,
Thattathazhath House, Nhagattiri P.O, Pattambi Taluk,
Palakkad District – 679303.
- 2 Subaidha. T. T, aged 61 years, W/o. Abdul Rahman,
Thattathazhath House, Nhagattiri P.O, Pattambi Taluk,
Palakkad District – 679303.

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 with the aid of police and direct the respondents to furnish the security to the tune of ₹11,36,073/- (Rupees eleven lakhs thirty six thousand and seventy three only) and in default make the order absolute.

This Interlocutory Application having been heard on 06.03.2026 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-52-T-6668 EICHER PRO 2055 C SBT BS61 – VE COMMERCIAL VEHICLES LTD.

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 respondents are trying to alienate / transfer / dispose of the petition schedule property (vehicle bearing registration No. KL-52-T-6668 EICHER PRO 2055 C SBT BS61 - VE COMMERCIAL VEHICLES LTD.) 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 ₹11,36,073/- (Rupees eleven lakhs thirty six thousand and seventy three 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 07.04.2026.

(Pronounced by me in open court on this the 06th day of March, 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) 134/2026
Dated: 06.03.2026**