

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

**Friday, the 12<sup>th</sup> day of December, 2025/  
21<sup>st</sup> day of Agrahayana, 1947 S.E.**

**Interlocutory Application No.01/2025  
Miscellaneous Application (Arbitration) No.294/2025**

**Petitioner/Petitioner :**

Cholamandalam Investment and Finance Company Ltd., Dare House, 2,N.S.C. Bose Road, Parrys, Chennai – 600 001  
Represented by it's Authorised Officer/Branch Manager, Sreejith.N.P, S/o. Sreekumar. N.P, aged 40 years, Cholamandalam Investment and Finance Company Ltd.

**By Advocate: Sri. K. A. Kailas**

**Vs:-**

**Respondents/Respondents :-**

- 1 Stebin Baiju, S/o. Baiju, aged 25 years, Vadassery House, Chittilamcherry, Melarcode, Palakkad District – 678704.
- 2 Baiju, S/o. Jose. V.L., aged 52 years, Vadassery House, Chittilamcherry, Melarcode, Palakkad District – 678704.

**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 ₹29,59,191.05/- (Rupees twenty nine lakhs fifty nine thousand one hundred and ninety one and paise five only). with in a stipulated time and in case of default make the order of attachment absolute.

This Interlocutory Application having been heard on 12.12.2025 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-49-P-4589 TATA MOTORS TATA PRIMA 2830, T K BSVI SR 16 BX.

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 first respondent is trying to alienate / transfer / dispose of the petition schedule property (vehicle bearing registration KL-49-P-4589 TATA MOTORS TATA PRIMA 2830, T K BSVI SR 16 BX) 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 ₹29,59,191.05/- (Rupees twenty nine lakhs fifty nine thousand one hundred and ninety one and paise five 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 22.01.2026.

(Pronounced by me in open court on this the 12<sup>th</sup> day of December, 2025).

Sd/-

**K.E.Salih**  
**District Judge**

**APPENDIX:- NIL**

Sd/-

**K.E.Salih**  
**District Judge**

**Fair/Copy of Order  
in I.A.01/2025  
in M.A (Arb) 294/2025  
Dated: 12.12.2025**