

**(FRESH SHOW CAUSE NOTICE BEFORE ADMISSION)
IN THE HIGH COURT FOR THE STATE OF TELANGANA
AT HYDERABAD**

TUESDAY, THE TWENTY SECOND DAY OF APRIL
TWO THOUSAND AND TWENTY FIVE

:PRESENT:

THE HON'BLE SRI JUSTICE K.LAKSHMAN

EXECUTION PETITION NO: 1 OF 2025

Between:

LPL Projects & Logistics (M) SDN BHD, having its office formerly at: Suite 26-5, 26th Floor, Wisma UOA II, No. 21 Jalan Pinang, 50450, Kuala Lumpur, Malaysia, Presently at: Suite 31-18, 31st Floor, Q Sentral, 2A, Jalan Stesen Sentral 2, 50470, Kuala Lumpur, Malaysia, Represented by its Director/Authorised Signatory Mr. Nicolas Maria Herbert Christian Ganß, S/o. Christian Ganß, Aged about 35 years. Occu: business, R/o. Suite 31-18, 31st Floor, Q Sentral, 2A, Jalan Stesen Sentral 2, 50470, Kuala Lumpur, Malaysia.

Petitioner

AND

Eastern Multitrans Logistics Private Limited, a company incorporated in India, having its registered address at # 5-6-15, Kindi Basthi Yaprall, Jawharnagar, JJ Nagar Colony, KV Ranga Reddy District, Hyderabad, Telangana State- 500087, India.

Respondent

WHEREAS the Petitioner above named through its Advocate M/s. Keethi Kiran Kota, presented this petition under Form No. 53 as per Rule 141(2) of CRP and under Order XXI Rule 11 of CPC read with Section 47 of the Arbitration and Conciliation Act, 1996, and read with Provisions of Section 2(1) (C), 7 and 10(1) of the Commercial Courts, Commercial Divisions and Commercial Appellate Division of the High Court Act, 2015, praying the High Court to;

A). Enforce and execute the Arbitration Award dt. 22.09.2021 as a decree of this Hon'ble Court for recovery of USD96,249.36 along with interest at the rate of 5.33% per annum pro-rata from 10.05.2018 until the date of payment (inclusive of the latter date but not the former). (INR 84,11,231.57/-)(Indian Rupees Eighty Four Lacs Eleven Thousand two hundred and thirty one and fifty seven paise). (1USD Equal to 87.39 INR as on 12.03.2025);
B). Pass an order under Order XXI Rule 41 of the Code of Civil Procedure, 1908 directing the Respondent to disclose on affidavit the matters set out in paragraph 89 of the affidavit filed in support of the present petition;
C). Issue direction to realize the amount of Award i.e., USD 96,249.26 along with interest at the rate of 5.33% per annum pro-rata from 10-05-2018 until the date of payment (inclusive of the latter date but not the former). Interest amount of USD 35,054 (INR 30,63,369/-) as on 10/03/2025.

(i) By attachment and sale of the Respondent's immovable properties; and/or
(ii) By attachment and sale of the Respondent's movable properties; and/or
(iii) By attachment and sale of all shares, debentures, bonds, securities, etc. held by the Respondent in any other company/entity/concern; and/or (
iv) By attachment and sale of all debts due and payable to the Respondent and directions to the garnishee thereof to deposit all such debts in this Hon'ble Court and the

proceeds thereof to be applied towards realization of the amounts awarded to the Petitioner under the award dated 22.09.2021; and/or

(v) By attachment of all bank accounts held by the Respondent; and/or

(vi) By attachment and sale of stock in trade of the Respondent; and/or

(vii) By attachment of cash in hand with the Respondent.

D. Award costs of INR 5,00,000/- incurred towards the present petition.

AND WHEREAS the High Court upon perusing the petition and affidavit filed therein, and the earlier order dated 01-04-2025, and upon hearing the arguments of M/s. Keethi Kiran Kota, Advocate for the Petitioner, directed issue of notice to the Respondent herein to show cause as to why this EXECUTION PETITION should not be admitted.

You viz:

Eastern Multitrans Logistics Private Limited, registered address at # 5-6-15, Kindi Basthi Yapral, Jawharnagar, JJ Nagar Colony, KV Ranga Reddy District, Hyderabad, Telangana State- 500087, India.

are directed to show cause on or before 10-06-2025 to which date the case stands posted as to why in the circumstances set out in the petition and the affidavit filed therewith (copy enclosed) this EXECUTION PETITION should not be admitted.

The Court made the following Order:

In compliance with the order, dated 01-04-2025, learned counsel for the petitioner has filed a Memo vide U.S.R. No. 39545 of 2025, dated 09-04-2025 along with postal cover returned un-served with an endorsement 'Address could not be located'.

It is relevant to note that the petitioner herein has specifically mentioned the house number of respondent as 5-6-15, Kindi basthi, Yapral, Jawharnagar, JJ Nagar Colony, KV Ranga Reddy District, Hyderabad. Therefore, the question of non-location of the said address by postal authorities does not arise.

However, learned counsel for the petitioner seeks fresh notice.

Fresh notice to respondent.

Personal notice is permitted.

Learned counsel for the petitioner is also permitted to serve notice on respondent by way of sending E-mail, RPAD and courier and file proof of service.

List on 10-06-2025.

**SD/-K.SRINIVASA RAO
JOINT REGISTRAR**

//TRUE COPY//


SECTION OFFICER

To,

1. Eastern Multitrans Logistics Private Limited, registered address at # 5-6-15, Kindi Basthi Yaprul, Jawharnagar, JJ Nagar Colony, KV Ranga Reddy District, Hyderabad, Telangana State- 500087, India. (by RPAD along with a copy of petition and affidavit)
2. One CC to M/s. Keerthi Kiran Kota, Advocate (OPUC)
3. One Spare Copy



HIGH COURT

KL,J

DATE: 22-04-2025

NOTE: LIST ON 10-06-2025

NOTICE BEFORE ADMISSION

EXECUTION PETITION NO. 1 OF 2025

