

S U P R E M E C O U R T O F I N D I A  
RECORD OF PROCEEDINGS

SPECIAL LEAVE PETITION (CIVIL) Diary No(s). 10405/2020

(Arising out of impugned final judgment and order dated 02-08-2019 in OP No. 259/2014 passed by the High Court Of Judicature At Madras)

MOHAMMED SAIFULLA

Petitioner(s)

VERSUS

M/S. CHOLAMANDALAM INVESTMENTS AND FINANCE COMPANY LTD. & ANR. Respondent(s)

(IA No.60845/2020-CONDONATION OF DELAY IN FILING)

Date : 12-02-2021 This petition was called on for hearing today.

CORAM : HON'BLE MS. JUSTICE INDIRA BANERJEE  
HON'BLE MR. JUSTICE HEMANT GUPTA

For Petitioner(s)

Mr. Raghavendra S. Srivatsa, AOR  
Mr. Venkita Subramoniam, Adv.  
Mr. Rahat Bansal, Adv.  
Ms. Komal Mundhra, Adv.  
Mr. Likhi Chand Bonsle, Adv.

For Respondent(s)

UPON hearing the counsel the Court made the following  
O R D E R

Delay condoned.

On behalf of the petitioner, it is submitted that all 35 post dated cheques paid by the petitioner towards repayment of loan for the vehicle in question were duly encashed in time. The Respondent No. 1 wrongly claimed Rs. 34,000/- odd was due. The vehicle was seized as sold at Rs. 2,95,000/-. The balance was not paid to the petitioner. No accounts were given.

The petitioner also submits that the delay, if any, in the instant case was by reason of proceedings prosecuted bonafide in different fora.

Issue notice, returnable within two weeks.

Dasti service, in addition, is permitted.

List after two weeks.

(MANISH ISSRANI)  
COURT MASTER(SH)

(MATHEW ABRAHAM)  
COURT MASTER(NSH)