



2026:KER:10794

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT

THE HONOURABLE MR. JUSTICE S.MANU

FRIDAY, THE 6<sup>TH</sup> DAY OF FEBRUARY 2026 / 17TH MAGHA, 1947

AR NO. 16 OF 2026

PETITIONER/DECREE HOLDER:

MANAPPURAM ASSET FINANCE LTD  
HAVING ITS REGISTERED OFFICE AT NO. III/105, OPP.  
NATTIKAFIRKA CO-OPERATIVE RURAL BANK, NEAR  
CHANTHAPADI JUNCTION, VALAPPAD P.O., THRISSUR REP.  
BY THE AUTHORIZED OFFICER MR. SUJESH C.K, AGED 45  
YEARS, S/O. CHANDRAN C.K, RESIDING AT  
CHANDROTHUMKANDY, THAZHEKUNIYIL, KAVIYOOR, CHOCKLI,  
KANNUR DISTRICT, PIN - 670672

BY ADVS.

SHRI.C.K.SREEJITH

SMT.NAMITHA JYOTHISH

SHRI.SHAJI KATAYAPRATH

SHRI.SUJITH K. MOHANAN

SMT.KOZHIPURATH PRASEETHA GOPALAKRISHNAN

RESPONDENT/JUDGMENT DEBTOR:

ABDUL SALEEM A.B, AGED 61 YEARS, S/O. BAVA A.K.,  
ANDIYAMKULAM HOUSE, PUTHUSSERY, CHERUTHURUTHY  
VILLAGE, THALAPPILLY TALUK, THRISSUR, PIN - 679531

THIS ARBITRATION REQUEST HAVING COME UP FOR ADMISSION ON  
06.02.2026, ALONG WITH AR NO.18 OF 2026 AND CONNECTED CASES,  
THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:



AR Nos.16, 18, 19, 20,  
21 and 22 of 2026

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**IN THE HIGH COURT OF KERALA AT ERNAKULAM  
PRESENT**

**THE HONOURABLE MR. JUSTICE S.MANU**

**FRIDAY, THE 6<sup>TH</sup> DAY OF FEBRUARY 2026 / 17TH MAGHA, 1947**

**AR NO. 18 OF 2026**

**PETITIONER/DECREE HOLDER:**

**MANAPPURAM ASSET FINANCE LTD  
HAVING ITS REGISTERED OFFICE AT NO. III/105,  
OPP. NATTIKAFIRKA CO-OPERATIVE RURAL BANK,  
NEAR CHANTHAPADI JUNCTION, VALAPPAD P.O., THRISSUR  
REP. BY THE AUTHORIZED OFFICER MR. SUJESH C.K,  
AGED 45 YEARS, S/O. CHANDRAN C.K,  
RESIDING AT CHANDROTHUMKANDY, THAZHEKUNIYIL,  
KAVIYOOR, CHOCKLI, KANNUR DISTRICT, PIN - 670672**

**BY ADVS.  
SHRI.C.K.SREEJITH  
SMT.NAMITHA JYOTHISH  
SHRI.SUJITH K. MOHANAN  
SMT.KOZHIPURATH PRASEETHA GOPALAKRISHNAN  
SHRI.SHAJI KATAYAPRATH**

**RESPONDENTS:**

- 1 SINIMOL T.V, AGED 27 YEARS, THERKUNNIL, VENNILANKUNNU,  
MURIYAD P.O., THRISSUR, PIN - 680683**
- 2 VIBHEESHANAN T, AGED 47 YEARS, S/O.VELAYUDHAN, THERKUNNIL,  
VENNILANKUNNU, MURIYAD P.O., THRISSUR, PIN - 680683**
- 3 SREENATH C. SREEDHARAN, AGED 36 YEARS,  
S/O. SREEDHARAN C.K., CHATHRATHIL HOUSE, VENNILANKUNNU,  
MURIYAD P.O., THRISSUR, PIN - 680683**

**THIS ARBITRATION REQUEST HAVING COME UP FOR ADMISSION ON  
06.02.2026, ALONG WITH AR NO.16 OF 2026 AND CONNECTED CASES, THE  
COURT ON THE SAME DAY DELIVERED THE FOLLOWING:**



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**IN THE HIGH COURT OF KERALA AT ERNAKULAM**

**PRESENT**

**THE HONOURABLE MR. JUSTICE S.MANU**

**FRIDAY, THE 6<sup>TH</sup> DAY OF FEBRUARY 2026 / 17TH MAGHA, 1947**

**AR NO. 19 OF 2026**

**PETITIONER/DECREE HOLDER:**

**MANAPPURAM ASSET FINANCE LTD  
HAVING ITS REGISTERED OFFICE AT NO. III/105,  
OPP. NATTIKAFIRKA CO-OPERATIVE RURAL BANK,  
NEAR CHANTHAPADI JUNCTION, VALAPPAD P.O., THRISSUR REP.  
BY THE AUTHORIZED OFFICER MR. SUJESH C.K, AGED 45 YEARS,  
S/O.CHANDRAN C.K, RESIDING AT CHANDROTHUMKANDY,  
THAZHEKUNIYIL, KAVIYOOR, CHOCKLI, KANNUR DISTRICT, PIN -  
670672**

**BY ADVS.**

**SHRI.C.K.SREEJITH**

**SMT.NAMITHA JYOTHISH**

**SHRI.SUJITH K. MOHANAN**

**SHRI.SHAJI KATAYAPRATH**

**SMT.KOZHIPURATH PRASEETHA GOPALAKRISHNAN**

**RESPONDENTS/JUDGMENT DEBTORS:**

- 1 BIJU K.K, AGED 44 YEARS, S/O. KOCHUMON, KARIYATHVEEDU,  
KOOTALA ROAD, KOOTALA P.O., PANANCHERY, THRISSUR, PIN -  
680652**
- 2 MANJU BIJU, AGED 40 YEARS, W/O. BIJU K.K., KARIYATHVEEDU,  
KOOTALA ROAD, KOOTALA P.O., PANANCHERY, THRISSUR, PIN -  
680652**
- 3 JOB K. RAJU, AGED 29 YEARS, S/O. RAJU, KOLLIKKUNNELVEEDU,  
CHOTTUPARA P.O., KILLANNUR, THRISSUR, PIN - 680581**

**THIS ARBITRATION REQUEST HAVING COME UP FOR ADMISSION ON  
06.02.2026, ALONG WITH AR NO.16 OF 2026 AND CONNECTED CASES,  
THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:**



AR Nos.16, 18, 19, 20,  
21 and 22 of 2026

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**IN THE HIGH COURT OF KERALA AT ERNAKULAM**

**PRESENT**

**THE HONOURABLE MR. JUSTICE S.MANU**

**FRIDAY, THE 6<sup>TH</sup> DAY OF FEBRUARY 2026 / 17TH MAGHA, 1947**

**AR NO. 20 OF 2026**

**PETITIONER/DECREE HOLDER:**

**MANAPPURAM ASSET FINANCE LTD  
HAVING ITS REGISTERED OFFICE AT NO. III/105,  
OPP. NATTIKAFIRKA CO-OPERATIVE RURAL BANK, NEAR  
CHANTHAPADI JUNCTION, VALAPPAD P.O., THRISSUR REP. BY  
THE AUTHORIZED OFFICER MR. SUJESH C.K, AGED 45 YEARS,  
S/O. CHANDRAN C.K, RESIDING AT CHANDROTHUMKANDY,  
THAZHEKUNIYIL, KAVIYOOR, CHOCKLI, KANNUR DISTRICT,  
PIN - 670672**

**BY ADVS.**

**SHRI.C.K.SREEJITH  
SMT.NAMITHA JYOTHISH  
SHRI.SUJITH K. MOHANAN  
SHRI.SHAJI KATAYAPRATH  
SMT.KOZHIPURATH PRASEETHA GOPALAKRISHNAN**

**RESPONDENTS/JUDGMENT DEBTORS:**

- 1 SANITHA T.K  
AGED 38 YEARS, D/O.KRISHNANKUTTY, THAYYIL HOUSE,  
MARATHAMPILLY, KODAKARA, THRISSUR, PIN - 680684**
- 2 SOBIN P.K  
AGED 39 YEARS, S/O.KUTTAN, PAPPINIPADATH HOUSE,  
CHENGALLUR, MALLUMALA, CHENGALLUR, THRISSUR, PIN -  
680312**
- 3 RAJINI C.V  
AGED 48 YEARS, D/O.AJAYAGHOSH C.E., CHEMBATT HOUSE,  
MARATHAMPILLY, KODAKARA, THRISSUR, PIN - 680684**

**THIS ARBITRATION REQUEST HAVING COME UP FOR ADMISSION  
ON 06.02.2026, ALONG WITH AR NO.16 OF 2026 AND CONNECTED  
CASES, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:**



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**IN THE HIGH COURT OF KERALA AT ERNAKULAM**

**PRESENT**

**THE HONOURABLE MR. JUSTICE S.MANU**

**FRIDAY, THE 6<sup>TH</sup> DAY OF FEBRUARY 2026 / 17TH MAGHA, 1947**

**AR NO. 21 OF 2026**

**PETITIONER/DECREE HOLDER:**

**MANAPPURAM ASSET FINANCE LTD  
HAVING ITS REGISTERED OFFICE AT NO. III/105,  
OPP. NATTIKAFIRKA CO-OPERATIVE RURAL BANK, NEAR  
CHANTHAPADI JUNCTION, VALAPPAD P.O., THRISSUR REP. BY  
THE AUTHORIZED OFFICER MR. SUJESH C.K, AGED 45 YEARS,  
S/O. CHANDRAN C.K, RESIDING AT CHANDROTHUMKANDY,  
THAZHEKUNIYIL, KAVIYOOR, CHOCKLI, KANNUR DISTRICT, PIN -  
670672**

**BY ADVS.  
SHRI.C.K.SREEJITH  
SMT.NAMITHA JYOTHISH  
SHRI.SUJITH K. MOHANAN  
SMT.KOZHIPURATH PRASEETHA GOPALAKRISHNAN  
SHRI.SHAJI KATAYAPRATH**

**RESPONDENTS/JUDGMENT DEBTORS:**

- 1 ASWIN SAIJU K, AGED 27 YEARS, S/O. SAIJU, KARUMATHIL  
HOUSE, CHITTATTUKARA VIA, ELAVALLY SOUTH, THRISSUR,  
KERALA, PIN - 680511**
- 2 SAIJU K.K, AGED 54 YEARS, C/O.KRISHNANKUTTY, KARUMATHIL  
HOUSE, CHITTATTUKARA VIA, ELAVALLY SOUTH, THRISSUR,  
KERALA, PIN - 680511**
- 3 SONI T.C., AGED 48 YEARS, C/O. SAIJU K.K., KARUMATHIL  
HOUSE, CHITTATTUKARA VIA, ELAVALLY SOUTH, THRISSUR,  
KERALA, PIN - 680511**

**THIS ARBITRATION REQUEST HAVING COME UP FOR ADMISSION ON  
06.02.2026, ALONG WITH AR NO.16 OF 2026 AND CONNECTED  
CASES, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:**



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**IN THE HIGH COURT OF KERALA AT ERNAKULAM**

**PRESENT**

**THE HONOURABLE MR. JUSTICE S.MANU**

**FRIDAY, THE 6<sup>TH</sup> DAY OF FEBRUARY 2026 / 17TH MAGHA, 1947**

**AR NO. 22 OF 2026**

**PETITIONER/DECREE HOLDER:**

**PBY SABHA FINANCE LTD.  
AGED 61 YEARS, ANTHIKAD, THRISSUR,  
REP. BY ITS MANAGING DIRECTOR M.S. PRADEEP,  
S/O. SANKARAN NAMBOOTHIRI, MANKORE MANA,  
P.O. KANJANY, THRISSUR DISTRICT; BRANCH OFFICE : PNY  
SABHA FINANCE LTD., 1ST FLOOR JAYBEES BUILDING,  
PALARIVATTOM, ERNAKULAM, PIN - 680612**

**BY ADVS.  
SHRI.AKHIL ALPHONSE G.  
SHRI.SURESH G.**

**RESPONDENTS/JUDGMENT DEBOTRS:**

- 1 SURESH KUMAR L  
JINEESH BHAVAN PO, PARASALA, NEYYATTINKARA,  
THIRUVANANTHAPURAM -695502, NOW RESIDING AT JINEESH  
BHAVAN, PLAVINCHUVADU, ARAKKAPADY PO, ERNAKULAM, PIN  
- 682923**
- 2 RAJA KUMARI  
JINEESH BHAVAN PO, PARASALA, NEYYATTIKARA,  
THIRUVANANTHAPURAM- 695502, NOW RESIDING AT JINEESH  
BHAVAN, PLAVINCHUVADU, ARAKKAPADY PO, ERNAKULAM, PIN  
- 682023**

**THIS ARBITRATION REQUEST HAVING COME UP FOR ADMISSION ON  
06.02.2026, ALONG WITH AR 16 OF 2026 AND CONNECTED CASES, THE  
COURT ON THE SAME DAY DELIVERED THE FOLLOWING:**



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**[CR]**

**S. MANU, J.**

=====  
**AR Nos.16, 18, 19, 20, 21 and 22 of 2026**  
=====  
**Dated this the 6<sup>th</sup> day of February, 2026**

**COMMON ORDER**

In all these Arbitration Requests, the factual circumstances are identical. All the loan agreements, in all these cases, contain an arbitration clause. Invoking the arbitration clauses, arbitral proceedings were initiated. Awards were passed by the Arbitrators. The petitioners in all these cases sought execution of the award by approaching the Civil Courts concerned. Execution Courts dismissed the Execution Petitions holding that the awards were unenforceable. The rationale for this was that the appointment of arbitrators in all these cases was unilateral. The declarations made by the Execution Courts in all these cases is virtually to the effect that the awards were *non est* in the eye of law.



2. In **M/s.Agro Indus Credits Limited v. Mangalan** [2026(1) KLT 1] this Court held that once an arbitration award is set aside or declared as nullity, to initiate fresh arbitral proceedings, it is indispensable to make a fresh request as contemplated under Section 21 of the Arbitration and Conciliation Act, 1996.

3. Once the arbitral award is declared as unenforceable/nullity in the eye of law by a competent court, even during execution proceedings, the impact of such a finding is akin to that of setting aside an award. The outcome remains the same. The award loses its legal sanctity, becomes inoperative and loses all its force. Under such circumstances, also, declaration of law in **M/s.Agro Indus Credits Limited** would squarely apply. Therefore, if the execution court finds that an arbitral award is unenforceable and invalid for any reason, in order to initiate fresh arbitral proceedings, it is essential to make a fresh request/issue fresh notice as contemplated under Section 21 of the Act, 1996.



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4. In all these cases, after dismissal of the Execution Petitions, no fresh notices were issued to the respondents. Therefore, these Arbitration Requests are premature. Accordingly, they are closed.

5. However, it will be open to the petitioners to issue fresh notice to the respondents and seek recourse to this Court again, if required.

Arbitration Requests are disposed of as above.

**Sd/-  
S. MANU  
JUDGE**

nk



AR Nos.16, 18, 19, 20,  
21 and 22 of 2026

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**APPENDIX OF AR NO. 16 OF 2026**

**PETITIONER ANNEXURES**

**Annexure A1 THE TRUE COPY OF THE LOAN AGREEMENT  
DT.14/9/2021**

**Annexure A2 THE TRUE COPY OF THE AWARD IN ACP.  
271/2022 PASSED BY THE ARBITRATOR DATED  
16/11/2022**

**Annexure A3 THE TRUE COPY OF THE ORDER IN E.P. NO.  
318/2023 IN ACP NO.271/2022 BEFORE THE  
COURT OF ADDITIONAL DISTRICT JUDGE- IV,  
THRISSUR DT.22/8/2024**



AR Nos.16, 18, 19, 20,  
21 and 22 of 2026

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2026:KER:10794

**APPENDIX OF AR NO. 18 OF 2026**

**PETITIONER ANNEXURES**

**Annexure A1      THE TRUE COPY OF THE LOAN AGREEMENT  
DT.26/12/2022**

**Annexure A2      THE TRUE COPY OF THE AWARD IN ACP.  
106/2024 PASSED BY THE ARBITRATOR  
DT.7/8/2024**

**Annexure A3      THE TRUE COPY OF THE ORDER IN E.P. NO.  
25/2025 IN ACP NO.106/2024 BEFORE THE  
COURT OF ADDITIONAL DISTRICT JUDGE- III,  
THRISSUR DT.30/6/2025**



AR Nos.16, 18, 19, 20,  
21 and 22 of 2026

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2026:KER:10794

**APPENDIX OF AR NO. 19 OF 2026**

**PETITIONER ANNEXURES**

- Annexure A1**                    **THE TRUE COPY OF THE LOAN AGREEMENT  
DT.16/6/2021**
- Annexure A2**                    **THE TRUE COPY OF THE AWARD IN ACP.  
31/2023 PASSED BY THE ARBITRATOR  
DT.30/5/2023**
- Annexure A3**                    **THE TRUE COPY OF THE ORDER IN E.P. NO.  
602/2023 IN ARB. PROCEEDINGS NO. ACP  
31/2023 BEFORE THE COURT OF ADDITIONAL  
DISTRICT JUDGE- IV,            THRISSUR  
DT.4/3/2024**



AR Nos.16, 18, 19, 20,  
21 and 22 of 2026

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2026:KER:10794

**APPENDIX OF AR NO. 20 OF 2026**

**PETITIONER ANNEXURES**

**Annexure A1 THE TRUE COPY OF THE LOAN AGREEMENT  
DT.21/9/2022**

**Annexure A2 THE TRUE COPY OF THE AWARD IN ACP.20/2024  
PASSED BY THE ARBITRATOR DT.29/1/2025**

**Annexure A3 THE TRUE COPY OF THE ORDER IN E.P. NO.  
93/2025 IN ACP NO.20/2024 BEFORE THE COURT OF  
ADDITIONAL DISTRICT JUDGE- III, THRISSUR  
DT.10/9/2025**



AR Nos.16, 18, 19, 20,  
21 and 22 of 2026

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2026:KER:10794

**APPENDIX OF AR NO. 21 OF 2026**

**PETITIONER ANNEXURES**

- Annexure A1**            **THE TRUE COPY OF THE LOAN AGREEMENT  
DT.24/10/2024**
- Annexure A2**            **THE TRUE COPY OF THE AWARD IN ACP.  
186/2024 PASSED BY THE ARBITRATOR  
DT.11/9/2024**
- Annexure A3**            **THE TRUE COPY OF THE ORDER IN E.P. NO.  
27/2025 IN ARB. CASE NO. ACP 186/2024  
BEFORE THE COURT OF ADDITIONAL  
DISTRICT JUDGE- III,        THRISSUR  
DT.2/8/2025**



**APPENDIX OF AR NO. 22 OF 2026**

**PETITIONER ANNEXURES**

- Annexure A1 THE TRUE COPY OF THE EXTRACT OF RESOLUTION PASSED BY THE BOARD OF DIRECTORS, PNY SABHA FINANCE LIMITED, DATED 18.09.2015
- Annexure A2 THE TRUE COPY OF THE EXTRACT OF RESOLUTION PASSED BY THE BOARD OF DIRECTORS, PNY SABHA FINANCE LIMITED, DATED 07.12.2023
- Annexure A3 THE TRUE COPY OF THE MEMORANDUM OF AGREEMENT FOR LOAN BETWEEN THE PETITIONER AND THE RESPONDENT, DATED 29.03.2011
- Annexure A4 THE TRUE COPY OF THE LETTER IN LIEU OF RE-DEPOSIT BETWEEN THE PETITIONER AND THE RESPONDENT, DATED 30.03.2017
- Annexure A5 THE TRUE COPY OF THE LETTER OF CONFIRMATION ISSUED TO THE PETITIONER, DATED 30.03.2017
- Annexure A6 THE TRUE COPY OF THE DEMAND PROMISSORY NOTE, ISSUED BY THE RESPONDENT TO THE PETITIONER, DATED 29.03.2017
- Annexure A7 THE TRUE COPY OF THE DP NOTE DELIVERY LETTER, ISSUED BY THE RESPONDENT TO THE PETITIONER, DATED 29.03.2017
- Annexure A8 THE TRUE COPY OF THE NOTICE ISSUED BY THE PETITIONER TO THE RESPONDENT, DATED 24.01.2019
- Annexure A9 THE TRUE COPY OF THE ARBITRATION AWARD PASSED BY THE SOLE ARBITRATOR, DATED 13.06.2019
- Annexure A10 THE TRUE COPY OF THE ORDER OF HONOURABLE ADDITIONAL DISTRICT COURT, ERNAKULAM IN EP NO.281/2023, DATED 25.03.2025
- Annexure A11 THE TRUE COPY OF THE LOAN LEDGER STATEMENT OF THE PETITIONER, DATED 23.12.2025