

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

R/ADMIRALTY SUIT NO.11 of 2024

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BULK SPENCER NAVIGATION LTD.

Versus

BULK NORTHVILLE(IMO NO 9457567)

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Appearance :MR MIHIR THAKORE, SENIOR COUNSEL ASSISTED BY MR SALIL THAKORE
for the Defendant.MR S.N. SOPARKAR, SENIOR COUNSEL ASSISTED BY MS PAURAMI B. SHETH
for the Plaintiff.

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CORAM:**HONOURABLE MR. JUSTICE NIRZAR S. DESAI**

Date : 28/03/2024

ORAL ORDER

1. Heard learned Senior Advocate Mr. S. N. Soparkar with learned advocate Ms. Paurami Sheth for the plaintiff, learned Senior Counsel Mr. Mihir Thakore with learned advocate Mr. Salil Thakore appearing for the owner of the ship viz. Nordboen Shipping Limited.

2. Learned Senior Counsel Mr. Mihir Thakor requested for time to place on record the affidavit in reply by the owner of the ship indicating that the entire suit is without jurisdiction.

3. In view of that upon his request, stand over to **8.4.2024.**

4. In the meantime, the **Vessel MV BULK NORTHVILLE (IMO No.9457567)** is restrained from leaving the port where it is stopped i.e. Dahej Port till next date of hearing. The Registry is

directed to intimate this order to Port and Customs at Dahej Port through Email at the following addresses and the Authorities at Dahej Port shall act on Email copy of the order and not permit the Defendant vessel to sail from Dahej Port until next date.

A. pankaj.sinha@adani.com

B. marinecontrol.dahej@adani.com

C. vijay.rathore@adani.com

Customs Authorities:

D. adccussurat@gmail.com

E. icd-ankleshwar@gov.in

5. It is open for the Plaintiff's advocate to communicate the above order by Email and the Port Officer and the Customs Authorities at Dahej Port are directed to take note of this order that the Defendant Vessel at present lying at Dahej Port within the Indian territorial waters is restrained from leaving Dahej Port until further orders of this Court. The authorities at Dahej are directed to act on Email message with an ordinary copy of this order.

Direct service is permitted **today**.

(NIRZAR S. DESAI,J)

SAVARIYA