

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

R/ADMIRALTY SUIT NO. 18 of 2025

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HAMBURG TRADING HOUSE FZE

Versus

MV ELVITA R - IMO 9395264

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Appearance:

MR.PARTH CONTRACTOR(7150) for the Plaintiff(s) No. 1

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CORAM:HONOURABLE MRS. JUSTICE MAUNA M. BHATT

Date : 06/05/2025

ORAL ORDER

UPON hearing Advocate Mr. Parth J. Contractor for the Plaintiff;

AND UPON reading the Complaint, the Affidavit in support of the Order of Arrest, the Undertaking and other documents filed herein;

AND UPON the Plaintiff's submission that the Defendant Vessel "MV Elvita R - IMO: 9395264" is presently anchored at Bedi Bunder Port, Jamnagar, Gujarat, within the admiralty jurisdiction of this Court;

AND UPON the Plaintiff's submission that it has a maritime claim against the Defendant Vessel for a sum of USD

102,486.32 (equivalent to INR 86,34,984.89/-) inclusive of interest calculated up to 05.05.2025 and legal costs, in relation to the supply of marine lubricants to the Defendant Vessel;

AND UPON the Court being satisfied that the claim falls within the definition of "maritime claim" under Section 4(1)(l) of the Admiralty (Jurisdiction and Settlement of Maritime Claims) Act, 2017 and that the Plaintiff has established a prima facie claim in respect of the Defendant Vessel;

AND UPON taking note of the Undertaking given by the Plaintiff to pay such damages as this Court may award in the event of the Defendant Vessel sustaining prejudice pursuant to the order passed by this Court;

IT IS HEREBY ORDERED that:

- a) The Defendant Vessel "MV Elvita R - IMO: 9395264" together with her hull, engines, gears, tackles, bunkers, machinery, apparel, plant, furniture, fixtures, appurtenances and paraphernalia, plant and machinery at present at the anchorage at Bedi Bunder Port, Jamnagar or wherever she may be within Indian territorial waters, be arrested by a Warrant of Arrest of this Court;

- b) The Master, Owner, and all persons interested in the Defendant Vessel be restrained from removing the Defendant Vessel from the jurisdiction of this Court without the prior permission of this Court;
- c) The Defendant Vessel be at liberty to apply for vacation of the arrest upon furnishing adequate security for the claim amount in the sum of USD 102,486.32 (equivalent to INR 86,34,984.89/-) to the satisfaction of the Registrar of this Court;
- d) The order of arrest shall remain in force until further orders of this Court.
- e) Registry to issue Warrant of Arrest accordingly, today.

IT IS FURTHER ORDERED that this Order of Arrest be communicated forthwith by the Registry of this Court by email, today, to the following authorities for implementation and compliance:

- a) The Commissioner of Customs, Jamnagar
- b) The Port Officer, Bedi Bunder Port, Jamnagar
- c) The Gujarat Maritime Board, Gandhinagar

- d) The Vessel Traffic Management System (VTMS),
Gujarat
- e) The Port Office, Gujarat Maritime Board, Bedi Port,
Jamnagar
- f) The Navy and the Coast Guard

At the following email addresses -

INBED1@icegate.gov.in;
raj.chandan67@gov.in;
maresh.irs10@gov.in;
customokha@gmail.com;
chsikka2012@yahoo.com;
cusdiv-jmr@nic.in;
customsporbandar@yahoo.com;
pojam.gmb@gmail.com;
sikkavtms@gmail.com;
rozivtms@gmail.com;
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ch-jamnagar@gov.in;
pogmb-bedi-jam@gujarat.gov.in;
jamnagarmmd@gmail.com;
mrcc-west@indiancoastguard.nic.in;
cgsvadinar@yahoo.co.in;
comdis1_ad1@sancharnet;
rhq-west@indiancoastguard.nic.in;
prodifencemumbai@gmail.com.

The Advocate of the Plaintiff shall also be at liberty to communicate this Order of Arrest to all concerned by email. Issue NOTICE returnable on 18.07.2025. The Defendant shall be at liberty to approach this Court prior to the returnable date with due notice to the Advocate of the Plaintiff.

Direct service **TODAY** is permitted.

SHRIJIT PILLAI

(MAUNA M. BHATT,J)