

**IN THE HIGH COURT OF GUJARAT AT AHMEDABAD
R/ADMIRALTY SUIT NO. 19 of 2023**

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HERAMBA TRADING SOLUTIONS CO. WILL
Versus
MV APL BARCELONA (IMO NO. 9462043)

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Appearance:

SHASHVATA U SHUKLA(8069) for the Defendant(s) No. 1

MR MANAV A MEHTA(3246) for the Plaintiff(s) No. 1

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CORAM: HONOURABLE MR. JUSTICE NIKHIL S. KARIEL

Date : 14/07/2023

ORAL ORDER

1. Learned advocate for the plaintiff has tendered draft amendment.
2. Heard learned Advocate Mr. Manav A. Mehta on behalf of the plaintiff and learned Advocate Mr. Shashvata U. Shukla appears on caveat.
3. Learned Advocate Mr. Shukla tenders a copy of an E-mail by one Ms. Ankita Sen, Senior Associate of Renata Partners, whereby the learned Advocate has been instructed to submit that the owners of the vessel would furnish a security as per the usual procedure as regards the suit claim by Monday i.e. on 17.07.2023, and whereas under such circumstances, it is requested that the vessel may not be arrested.

4. It is required to be noted that the vessel is within the jurisdiction of this Court and whereas the vessel would be arrested, subject to a *prima-facie* case being pointed out by the learned Advocate for the applicant as regards existence of a maritime claim and as regards existence of a *prima-facie* case in his favour, yet considering the fact that the owners of the vessel in question intend to furnish a security as per the usual procedure by Monday i.e. on 17.07.2023. Therefore, this Court deems it appropriate to list this matter on **18.07.2023**, by which date the respondents shall ensure that appropriate security as per the usual procedure is placed before this Court.

5. It goes without saying that furnishing of security as per the usual procedure by the defendant would be without prejudice to all the rights and contentions available to the defendant.

(NIKHIL S. KARIEL,J)

Manoj Kumar Rai