

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION

INTERIM APPLICATION NO. 574 OF 2019
WITH
INTERIM APPLICATION (LODGING) NO. 27044 OF 2021
IN
INTERIM APPLICATION NO. 574 OF 2019
WITH
INTERIM APPLICATION (LODGING) NO. 25055 OF 2021
IN
COMMERCIAL ARBITRATION PETITION (L) NO. 1281 OF 2019

National Insurance Company Limited ...Applicant/Petitioner

Versus

Coromandel International Ltd. ...Respondent

WITH
COMMERCIAL EXECUTION APPLICATION NO. 29 OF 2021
WITH
INTERIM APPLICATION NO. 2657 OF 2022
IN
COMMERCIAL EXECUTION APPLICATION NO. 29 OF 2021

- Mr. R.S. Vidyarthi, Mr. A.S. Vidyarthi, Ms. Ishita Bhole, Mr. Parth Parikh, Mr. Shasvat Vidyarthi i/by Mr. Asim Vidyarthi, for Applicant/Petitioner.
- Mr. Rohaan Cama, Mr. Jay Sanklecha, Mr. Pheroze Mehta and Mrs. Mahafrin Mehta i/by HSA Advocates, for the Respondent.

CORAM : MANISH PITALE, J

DATE : 11th APRIL, 2023.

P. C. :

1. The learned Counsel for the Respondent has brought to the notice of this Court some difficulties faced in complying with the order dated 30th March, 2023, with regard to furnishing of bank guarantee, as the office of the Prothonotary and Senior Master of this Court is insisting upon completion of certain formalities.

2. This Court is surprised that despite the clear and specific directions given in the order dated 30th March, 2023, the Respondent is facing such difficulties. Attention of this Court is invited to the bank guarantee sought to be tendered by the Respondent before the Prothonotary and Senior Master of this Court in terms of order dated 30th March, 2023. It is found that the same is in terms of the directions given in the said order, particularly paragraph no. 6 thereof. In that light, it was expected that the Prothonotary and Senior Master would abide by the specific direction given in paragraph no. 8 of the order dated 30th March, 2023, and to approve the bank guarantee furnished by the Respondent. Upon perusal of the bank guarantee, it is found to be in order and satisfies the direction given in the order dated 30th March, 2023.

3. It is expected that the Prothonotary and Senior Master of this Court shall forthwith accept the said bank guarantee on being furnished by the Respondent.

(MANISH PITALE, J.)