

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY  
ORDINARY ORIGINAL CIVIL JURISDICTION  
IN ITS COMMERCIAL DIVISION**

**COMMERCIAL ADMIRALTY SUIT (L) NO. 7 OF 2020**

Axis Trustee Services Ltd .. Plaintiff

v.

M.T. Prem Mala, IMO No. 9209927 & Ors. .. Defendants

**WITH  
COMMERCIAL ADMIRALTY SUIT (L) NO. 6629 OF 2020**

State Bank of India .. Plaintiff

v.

M.T. Prem Mala & Ors. .. Defendants

**WITH  
COMMERCIAL ADMIRALTY SUIT (L) NO. 3 OF 2020**

Engineering Appliances Corporation .. Plaintiff

v.

M.T. Prem Mala (IMO No. 9209927) .. Defendants

**WITH  
COMMERCIAL ADMIRALTY (L) NO. 3242 OF 2020**

Indian Oil Corporation Limited .. Plaintiff

v.

The Sale Proceeds of M.T. Prem Mala .. Defendant

**WITH  
ADMIRALTY SUIT (L) NO. 4545 OF 2020**

Avdhesh Kumar Verma & Ors. .. Plaintiff

v.

Sale Proceeds of the vessel

M.T. Prem Mala, IMO No. 9209927 & Ors. .. Defendants

Mr. Zahir Bharucha a/w Mr.Niloufer Lam, Mr. Rishi Thakur, Mr.Umang Thakur i/b. ZBA Asso. for the Plaintiff COMAS (L) No.7 of 2020.

Ms.Rutuja Patil a/w Ms.Radhika Venugopal i/b. Negandhi Shah and Himayatullah for the Plaintiff in COMAS (L) No.3242 of 2020.

Mr. Ashwin Shankar a/w Ms.Shweta Sadanandan for the Defendant Nos.1 and 2.

Mr. Arnab Ghosh for the Plaintiff in ADMS (L) No.4545 of 2020.

**CORAM : B.P. COLABAWALLA, J.**

**WEDNESDAY, 30TH JUNE, 2021**

**(THROUGH VIDEO CONFERENCE)**

**P.C. :**

1           When this matter is called out, the learned advocates appearing on behalf of the Axis Trustees Services Limited and the State Bank of India have brought to my attention that in the Consent Terms dated 3<sup>rd</sup> May 2021, there were some mistakes in paragraph 14 thereof. To correct those mistakes, the parties have entered into an addendum, called “the first addendum to the Consent Terms dated 3<sup>rd</sup> May 2021”, by which paragraph 14 of the Consent Terms dated 3<sup>rd</sup> May 2021 is substituted. This addendum has been signed by Mr. Rajendra Kumar, the Assistant General Manager of State Bank of India, Mr. Anil Grover, the Deputy General Manager of Axis Trustees Services Limited and

Mr.Ashutosh Binayake, the Chief Financial Officer, UTI Capital Private Limited (Investment Manager of UTI Structured Debt Opportunities Fund-I). The addendum has also been signed by the respective advocates.

2 In these circumstances, the aforesaid addendum dated 21<sup>st</sup> June 2021 is taken on record and marked 'X1' for identification. It is ordered that the Consent Terms dated 3<sup>rd</sup> May 2021 shall stand modified as set out in the addendum dated 21<sup>st</sup> June 2021.

3 Considering that there has been modification in the Consent Terms dated 3<sup>rd</sup> May 2021, the figure mentioned in paragraph 2a(i) of the Order dated 5<sup>th</sup> May 2021 shall now be read as Rs.11,60,83,812/-.

4 All parties to act on an ordinary copy of this order duly authenticated by the Private Secretary/Personal Assistant/ Associate of this Court.

***B.P. COLABAWALLA, J.***