

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

**INTERIM APPLICATION (L) NO. 18604 OF 2026
IN
WRIT PETITION (L) NO. 8348 OF 2026**

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Balboa Shipping INC ... Applicant/Org. Petitioner
Versus
Indian Coast Guard & Ors. ... Respondents

Mr. Kunal Mehta i/b Mr. Prince Kumar Upadhyay for Applicant/Org. Petitioner.

Mr. R. V. Govilkar, Senior Advocate a/w Adv. Sumangala Yadav, Mr. Jitendra Mishra, Ms. Nilu Mishra i/b Adv. Sumangala Yadav for Respondent nos. 1, 3 and 4.

Ms. Jyoti Chavan, Addl. GP for Respondent no. 2 – State of Maharashtra.

Comdt Satish Kumar (Regional OPS Officer) – Respondent no. 1 - Officer is present.

Comdt Rhythm S Thakur – Respondent no. 1 - Officer Asst. is present.

Ms. Yukta Mathapurkar, Legal Assistant – Respondent no. 4 is present.

C. C. Kiran – Officer O. G. Shipping is present.

Mr. Chetan Rathod, Sr. PI. Yellow Gate Police Station is present.

**CORAM : SHYAM C. CHANDAK AND
FARHAN P. DUBASH, JJ.**

**DATE : 3rd JUNE, 2026
(VACATION COURT)**

PC. :

1) Issue notice to the Respondents. Mr. R. V. Govilkar, learned Senior Counsel waives service for Respondent nos. 1, 3 and 4. Ms. Jyoti Chavan, learned Addl. GP waives service for Respondent no. 2.

2) After deliberation, the parties have agreed that firstly, the Respondent nos. 1, 3 and 4 will inform the Applicant/Petitioner about

the requirements to be fulfilled by the Applicant for lawful movements of the vessel in question. Mr. Govilkar, learned Senior Counsel states that the said requirements will be informed today itself by evening in writing.

3) Mr. Kunal Mehta, learned Counsel appearing for the Applicant, on instructions, states that the Applicant will comply with those requirements as expeditiously as possible.

4) Once the requirements are fulfilled/complied with by the Applicant, the Respondents will co-operate for the movements/release of the vessel in accordance with law.

5) Ms. Jyoti Chavan, learned Addl. GP appearing for Respondent no. 2 stated that certain crime is registered against the owner of the vessel in question in respect of its illegal movements. One Mr. Thapa is representing the said owner. Mr. Thapa's presence is required at the Yellow Gate Police Station for the sake of investigation in the said crime. Mr. Kunal Mehta learned Counsel appearing for the Applicant undertakes to keep Mr. Thapa present at Yellow Gate Police Station. Said Mr. Thapa shall attend before the Investigating Officer from 5th June 2026 to 10th June 2026 between 11:00 am to 04:00 pm.

6) Stand over to 18th June 2026.

7) The Applicant will be at liberty to circulate the Petition along with Interim Application if the Applicant has complied with the requirements as aforesaid prior to 18th June 2026.

(FARHAN P. DUBASH, J.)

(SHYAM C. CHANDAK, J.)