



WEB COPY

A No. 2331 of 2



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 08-06-2026

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THE HON'BLE MR.JUSTICE K.KUMARESH BABU

A No. 2331 of 2026
in C.S.(COMM DIV)no.155 of 2026

Shipoil Limited A Company incorporated under
the Laws of Hong Kong
Level 28 The Lee Garden Two Unit 28 25 28 Yun
Ping Road Causeway Bay Hong Kong previously
at 79 Lei Muk Road 22F Unit 7 Asia Trade Centre
Kwai Chung New Territories Hong Kong rep.by its
Authorised Signatory Sudarshan Gujjar.

..Applicant(s)

Vs

Owners And Parties Interested
IN MV ZHONG GU XIONG AN (IMO NO
9812901),
a motor vessel, flying the flag of China
presently lying at the Port and represented herein
by its Master

..Respondent(s)

PRAYER:- Application filed to order the Interim Arrest of the vessel MV ZHONG GU XIONG AN (IMO NO.9812901) flying flag of China, in as is where is condition, together with the engines, tackles, cranes, paraphernalia, fixtures, furniture and fittings, presently lying at the Chennai Port, Chennai, Tamil Nadu State, India, within the jurisdiction of this Honble Court or wherever she is found within the territorial waters of India, pending disposal of the above suit.

For Applicant(s):

Mr.Giridharan P



ORDER

WEB COPY The case of the applicant is that the respondent is the owner of not only the Vessel that is involved in the present *lis* but also the owner of the Vessel ***ZHONG GU LIN YI***.

2. It is his case that he had supplied the bunker oil to the aforesaid ships in the month of September, 2023 and as per the Agreement between the parties, the respondent has also agreed to pay 2% interest at pro-rata per month on the goods delivered by the applicant. It is his further case that in spite of the acknowledgment of the liability given by the respondent in the month of November 2023 in respect of goods supplied for both the vessels, the respondent had failed to make good the payments. He would submit that the present Vessel involved in the *lis* had anchored in the Chennai Port Trust and therefore, if an order of arrest of the Vessel is ordered, it would serve the interest of justice and aid the applicant to recover the money. He would also submit that urgent orders are required as the Vessel is also scheduled to depart the Port and leave the jurisdiction of this Court in the morning on 09.06.2026.

3. I have considered the submissions made by the learned counsel appearing for the applicant and perused the materials available on record.

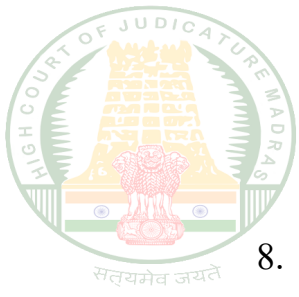


4. On perusal of the documents particularly the bunker delivery notes issued by the applicant on 13.09.2023 in respect of the Vessel involved in the *lis* and also to the sister Vessel dated 06.09.2023 and also email communication that is emanated from the respondent wherein the respondent had agreed to repay the amount in six (6) equal monthly installments from 04.12.2023 till 25.01.2024.

5. This Court is satisfied that a *prima facie* case had been made out by the applicant with regard to the supply of the bunker oil for which payments have not been made by the respondent. In that context, the balance of convenience is also in favour of the applicant and if an interim order as prayed for is not granted to the applicant, it would cause prejudice to the applicant in recovery of his lawful dues. For the aforesaid reasons, there shall be an order of interim arrest of the vessel as prayed for.

6. On production of the order copy by the learned Counsels, the Port Authorities shall not permit the ship to sail or leave the jurisdiction of this Court.

7. Notice to the respondents returnable by four weeks. Private notice is also permitted.



8. As a sequel **Mr.I.Inian, Advocate**, (Cell No.8220034402), M/s.Sai Law Chambers , 2nd Floor, Vanguard House, No.48/148, Moore Street, Parys, Chennai -600001, is appointed as an Advocate Commissioner to execute the warrant issued by this Court and file a report and entitled for an initial remuneration of Rs.2,00,000/- (Rupees Two Lakhs only).

08-06-2026

Note: Registry is directed to issue the order copy today (08.06.2026) and issue Warrant by tomorrow (09.06.2026)

Index: Yes/No
Speaking/Non-speaking order
Neutral Citation: Yes/No

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K.KUMARESH BABU, J.

GBA

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