



IN THE HIGH COURT OF KARNATAKA AT BENGALURU

DATED THIS THE 4TH DAY OF JUNE, 2026

PRESENT

THE HON'BLE MR. JUSTICE JAYANT BANERJI

AND

THE HON'BLE MS. JUSTICE TARA VITASTA GANJU

ORIGINAL SIDE APPEAL NO.1 OF 2026

BETWEEN:

C.S.FLOURISH (IMO NO. 9438365)
A FOREIGN VESSEL FLYING
THE FLAG OF PANAMA &
HER REGISTERED OWNER &
ALL OTHER PERSON CONNECTED &/OR
INTERESTED IN HER
A CHEMICAL/OIL TANKER FLYING
TOGETHER WITH HER HULL
TACKLE, BOATS, MACHINERY, EQUIPMENT
APPURTENANCES, & ALL OTHER PARAPHERNALIA

...APPELLANT

(BY MS.DHANYA T. MALLAR, ADVOCATE)

AND:

1. ZURBAGAN SHIPPING LCC
A COMPANY INCORPORATED UNDER THE
LAWS OF UNITED ARAB EMIRATES (UAE)
WITH ITS REGISTERED OFFICE AT
1501.03, GALLERIA INVESTMENT LIC
BUR DUBAI, FIRST TRADE CENTER
UAE, REP. BY ITS CONSTITUTED ATTORNEY
DR SHRIKANT HATHI
2. NEW MANGALORE PORT TRUST
PANAMBUR, MANGALORE- 575 010
DK DISTRICT, KARNATAKA
REP. BY ITS CHAIRMAN
3. CONTINENTAL DRY BULK LIMITED
A COMPANY INCORPORATED UNDER
THE LAWS OF MARSHALL ISLAND



HC-KAR

NC: 2026:KHC:26557-DB
OSA No.1 of 2026

WITH ITS OFFICE AT TRUST COMPANY COMPLEX
AKJELTAKE ROAD, AKJELTAKE ISLAND
MAJURO, MARSHALL ISLAND MH 96960

...RESPONDENTS

THIS ORIGINAL SIDE APPEAL IS UNDER SECTION 14 OF THE ADMIRALTY (JURISDICTION AND SETTLEMENT OF MARITIME CLAIMS) ACT, 2017 READ WITH SECTION 4 OF THE HIGH COURT OF KARNATAKA ACT, 1961 AND THE HIGH COURT OF KARNATAKA RULES, 1959 PRAYING TO (A) SET ASIDE THE ORDER DATED 19.11.2025 PASSED IN CIVIL PETITION NO.282 OF 2024 INSOFAR AS IT PERMITS WITHDRAWAL OF THE CIVIL PETITION AND ETC.

THIS ORIGINAL SIDE APPEAL COMING ON FOR ADMISSION, THIS DAY, JUDGMENT WAS DELIVERED THEREIN AS UNDER:

CORAM: HON'BLE MR. JUSTICE JAYANT BANERJI
and
HON'BLE MS. JUSTICE TARA VITASTA GANJU

ORAL JUDGMENT

(PER: HON'BLE MR. JUSTICE JAYANT BANERJI)

A memo for withdrawal has been filed by learned Counsel for the appellant seeking withdrawal of the appeal. The memo is taken on record and the appeal is dismissed as withdrawn.

**Sd/-
(JAYANT BANERJI)
JUDGE**

**Sd/-
(TARA VITASTA GANJU)
JUDGE**