



IN THE HIGH COURT OF ORISSA AT CUTTACK

W.P.(C) No.27225 of 2026

CNR No. ODHC010653242026

Tan binh Co.Ltd., Jagatsinghpur

....

Petitioner

Mr. A.K.Patic, Advocate

Mr. S.J.Biswal, Advocate

-versus-

***Paradip Port Authority, Jagatsinghpur
& Ors.***

....

Opp.Parties

**CORAM:
JUSTICE B. P. ROUTRAY**

**ORDER
25.08.2026**

Order No.

01. 1. The matter is taken up through Hybrid mode.
2. Heard Mr. Patic, learned counsel for the Petitioner.
3. The Petitioner is a shipping company and owner of the vessel (ship) TAN BINH 259 of Vietnam having flag of the country Panama. It has prayed for its berthing at Paradip Port in challenge to the order of the Port Trust Authority at Annexure-3, whereby the vessel has been directed to deposit E-Bank guarantee of Rs.6.28 crores.



4. Issue notice. Mr. P.Mukherji, learned counsel, accepts notice for Opposite Parties 1 and 2 and Mr. D.R.Bhokta, learned counsel appears for Opposite Party No.3 and accepts notice for him. A copy of the brief may be served on Mr. Mukerji as well as Mr. Bhokta in course of the day.

5. List this matter on 9th September 2026.

I.A.No.16349 of 2026

6. Heard Mr. Patic, learned counsel for the Petitioner and Mr. Mukherji, learned counsel for Opposite Parties 1 & 2.

7. It is submitted on behalf of the Petitioner that, the direction of the Port Authority to deposit the bank guarantee is unsupported by the provisions of the Indian Ports Act, 2025 and Rules made thereunder and furthermore, such demand made by the Port Authority is unjustified in respect of the Petitioner as the anchor of the vessel has been lost.

8. Upon hearing both parties, the Petitioner is directed to furnish bank guarantee of Rs.6.28 crores before the Registry of this Court on or before 31st August 2026, and subject to



furnishing of such bank guarantee, Opposite Parties 1 & 2 will allow Petitioner's vessel to berth in the port.

9. Urgent certified copy of this order be granted on proper application.

(B.P. Routray)
Judge

S.Das