



IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ADMIRALTY AND VICE-ADMIRALTY JURISDICTION

COMMERCIAL ADMIRALTY SUIT NO. 63 OF 2016

ABKJ Properties LLP

...Plaintiff

V/s.

Sale Proceed of the Vessel M. V. Qing and Ors.

...Defendants

WITH
INTERIM APPLICATION NO. 513 OF 2024
WITH
INTERIM APPLICATION NO. 85 OF 2025
WITH
COMMERCIAL APPEAL (L) NO. 23465 OF 2024
IN
COMMERCIAL ADMIRALTY SUIT NO. 63 OF 2016
WITH
NOTICE OF MOTION NO. 2374 OF 2019
IN
COMMERCIAL ADMIRALTY SUIT NO. 63 OF 2016
WITH
COMMERCIAL ADMIRALTY SUIT NO. 11 OF 2020

Mr. Amrut M. Verenekar for the Applicant.

Mr. Jitendra B. Mishra with Ms. Sangeeta Yadav and Mr. Rupesh Dubey for Applicant in NMAS 2374 of 2019 and for Plaintiff in COMAS 11 of 2020.

Mr. Prathamesh Kamat with Mr. Chirag Sarawagi and Ms. Riya Thakkar i/b Mr. Tushar Goradia for Applicant in IA 513 of 2024 and for Plaintiff in COMAS 63 of 16.

CORAM : ABHAY AHUJA, J.
DATE : 14th FEBRUARY, 2025

PC. :

Interim Application 85 of 2025

1. Mr. Kamat, learned Counsel appears for the Plaintiff and seeks some more time to file reply.

2. Let reply positively be filed within a period of two weeks with copy to the other side. Rejoinder, if any, in two weeks thereafter with copy to the other side.

Notice of Motion No. 2374 of 2019

3. Mr. Mishra, learned Counsel appears for the Customs Authority and submits that pleadings in this Notice of Motion are complete and this Court may hear the Notice of Motion expeditiously.

4. Mr. Kamat, learned Counsel appearing for the Plaintiff seeks some time submitting, however, that the matter be fixed for hearing.

Interim Application No. 513 of 2024 in Commercial Admiralty Suit No. 63 of 2016

5. Mr. Kamat, learned Counsel appearing for the Interim Applicant / Plaintiff submits that this Application is for summary judgment under Order XIII-A of the Code of Civil Procedure, 1908 as applicable to the Commercial Suits.

6. Learned Counsel seeks some time submitting that service is yet to be effected.

7. Let service be effected on all the stake holders and an appropriate affidavit of service be filed. Let replies and rejoinders be exchanged by the next date.

8. List on **28th March, 2025.**

(ABHAY AHUJA, J.)