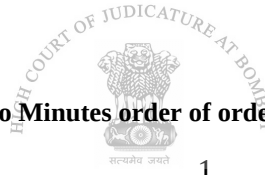




P



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

NOTICE OF MOTION NO. 739 OF 2018

in

APPEAL (LODG.) NO.78 OF 2017

in

CHAMBER SUMMONS NO. 1819 OF 2016

in

EXECUTION APPLICATION NO.261 OF 2015

Fairmacs Shipping and Transport
Services Pvt. Ltd.

... Applicants.

In the matter between

Shahi Shipping Ltd.
(Formerly SKS Logistics Ltd.)

... Appellant

V/s.

Fairmacs Shipping and Transport
Services Pvt. Ltd.

... Respondents.

Mr. Aditya S. Raktade I/b. Sahil D. Salvi for the Appellant.
Mr. Rahul Narichania, Senior Advocate a/w. Mr. Sunilkumar
Neelambaran and Mr. Raunaq Mukherjee I/b. Mulla & Craigie
Blunt & Caroe for the Respondents/applicants.

***CORAM : NARESH H. PATIL,C.J. &
N.M. JAMDAR, J.***

DATE : 15 MARCH 2019.

P.C. :-

The praecipe is moved for modification of the order dated 6 March 2019 by way of Speaking to the Minutes.

2. The paragraph 6 of the order dated 6 March 2019 stands substituted and may be read as under :-

'6. The Respondents be permitted to withdraw the deposit amount of Rs.26,00,000/- (Rupees Twenty Six Lakhs only) with accrued interest from the date amount is deposited by the Appellant till date. The withdrawal of the deposit is without prejudice to the rights and contentions of the parties as decided by the appropriate Court. The Respondents to furnish the undertaking to this Court within two weeks.

3. Necessary corrections be carried out and fresh order be uploaded accordingly.

4. The praecipe for Speaking to Minutes stands disposed of accordingly.

N.M. JAMDAR, J.

CHIEF JUSTICE