

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

COMMERCIAL ADMIRALTY SUIT NO. 122 OF 2017

SOCIÉTÉ GÉNÉRALE	... PLAINTIFF
Versus	
MT ARMONIA (IMO NO. 9430698)	... DEFENDANT

Mr. Aditya Krishnamurthy a/w. Ms. Damayanti Sen, and Mr.
Pabitra Dutta, i/b Bose & Mitra & Co., Advocates for the Plaintiff.

None for Defendant.

CORAM:- S.J.KATHAWALLA, J.
Dated :- 1ST MARCH, 2017

P.C :-

1. Mentioned. Not on board, taken on board.
2. Urgency is made out and therefore the matter is allowed to be moved.
3. Learned Advocate for the Plaintiff states that in light of a settlement being reached between the Plaintiff and the Defendants for a sum of USD 4, 000, 000.00, the Plaintiff seeks to withdraw the above Commercial Admiralty Suit.
4. The Plaintiff undertakes to pay Sheriff's poundage as per High Court Rules, within 3 weeks from today.

5. Caveat book has been produced. There is no caveat against release of the Defendant Vessel.

6. The order of arrest dated 11th February, 2017 stands vacated and formal Instrument of Release is dispensed with. The Defendant Vessel is allowed to sail out.

7. Plaintiff is allowed to withdraw the Suit. The above Commercial Admiralty Suit is disposed of as withdrawn. Refund of Court Fees if any as per rules.

8. Liberty to serve the copy of the order through fax and email. All concerned authorities, including Port and Customs authorities to act on a copy of this order duly authenticated by the Associate of this Court and communicated to them by email/fax/courier/hand delivery.

(S.J. KATHAWALLA, J.)