

Before: Shri S. S. Agate
Addl. Registrar (O.S.) /
Addl. Prothonotary and Senior Master

CALLED FOR DIRECTION :

Ms. Prerna Verma i/b DSK Legal, Advocate for the Applicant.

PC.: 1. This Chamber Order is taken out by DSK Legal, Advocate for the Defendant/Applicant, seeking discharge on behalf of the Defendant, American President Lines Ltd. in Suit No. 5100 of 1999.

2. The applicant has filed Affidavit of service dated 22.11.2024. In spite of service, today no one is present on behalf of Orig. Defendant.

3. Perused Chamber Order and Affidavit in support thereof. Paragraphs – 3 and 4 are relevant which are reproduced here under;

3. I say that although the Plaintiff had impleaded American President Lines Ltd (company registered in India) as a Defendant to the Suit, it is American President Lines Ltd (a company registered in Delaware, USA) who filed its Vakalatnama and Written Statement in the Suit on a without prejudice basis and out of abundance of caution. Despite clarifying in the Written Statement that American President Lines Ltd. (company registered in the USA) has no connection whatsoever with the entity impleaded as a Defendant to the Suit, the Plaintiff has not taken any steps since 1999 till date to amend the Plaintiff.

4. I say that M/s DSK Legal has never received any instructions from the entity impleaded as a Defendant. I say that M/s. DSK Legal only filed

