

OCDSL-1

**In the High Court at Calcutta
Admiralty jurisdiction
Commercial Division
Original Side**

IA No. GA-COM/1/2026
In
AS-COM/1/2026

ORION BUNKERS DMCC
-VS-
THE OWNERS AND PARTIES INTERESTED IN THE VESSEL
M.V. KASSIOPI GR IMO NO 9849796

BEFORE:
The Hon'ble JUSTICE ANIRUDDHA ROY
Date : 15th January, 2026.

APPEARANCE:
Mr. K. Thaker, Sr., Adv.
Ms. Sreenita Ghosh Dostidar, Adv.
Ms. Sneha Singhania, Adv.
For the plaintiffs.

The Court:- Upon urgency being pleaded in respect of an arrested vessel and since the regular determination has been assigned before this Court, the matter is placed in the supplementary list and is taken up for consideration.

On the prayer of Mr. K. Thaker, learned Senior Advocate appearing through virtual mode being assisted by Ms. Sreenita Ghosh Dostidar, learned Advocate on Record present in

Court, leave is granted to the plaintiff to file a supplementary affidavit. The supplementary affidavit filed in Court today is taken on record.

The supplementary affidavit has been filed by the same person who has verified the plaint and affirmed the affidavit of arrest. The contents of the supplementary affidavit are quoted:

- “1. I am the constituted attorney of the Petitioner abovenamed. I am aware of the facts and circumstances of the instant case and have made myself further acquainted with the records thereof. I have been duly authorised by the petitioner and as such, I am competent to make and affirm the instant application on behalf of the petitioner. Affidavit of competency has already been filed.*
- 2. I say that the Plaintiff Company by its email dated 15.01.2026 has informed Mrs. Sreenita Ghoshdastidar, the Advocate on record appearing for the plaintiff that the parties have settled the dispute and requested to withdraw the suit. A copy of the email dated 15.01.2026 is annexed hereto and marked as “Annexure – A”*
- 3. The statements made in paragraph 1 to 3 are true to my knowledge and are my humble submissions before this Hon’ble Court.”*

In view of the settlement of the disputes between the parties, as pleaded in the supplementary affidavit, the plaintiff intends to withdraw the suit and the vessel may be released.

Accordingly, the order of arrest passed on **January 13, 2026** stands **vacated**.

The admiralty suit **AS-COM/1/2026** stands **dismissed** as **withdrawn**.

Resultantly, as submitted by Mr. Thaker, the plaintiff is not required to furnish any undertaking in terms of **Section 11 of The Admiralty (Jurisdiction and Settlement of Maritime Claims) Act, 2017**. All the appropriate authorities who were directed at the time of passing of the order of arrest are further directed to release the vessel and to carry out the necessary formalities in accordance with law, so that the vessel can sail away.

The Marshall shall communicate the gist of the order to all such appropriate authorities mentioned in the order dated **January 13, 2026** forthwith.

Accordingly, **IA NO: GA-COM/1/2026** also stands disposed of.

(ANIRUDDHA ROY, J.)

dg/