

E-mail: sm-mum-ship@gov.in



दूरभाष/Tel: Nos .22697971/72

फैक्स/Fax 91-22-22693053

भारत सरकार / GOVERNMENT OF INDIA

पत्तन, पोत परिवहन और जलमार्ग मंत्रालय / MINISTRY OF PORTS, SHIPPING AND WATERWAYS

सरकारी नौवहन कार्यालय / GOVERNMENT SHIPPING OFFICE

नव भवन ,10 , रामजीभाई कमानी मार्ग / NAU BHAVAN, 10, R.K. MARG,

बेलार्ड इस्टेट / BALLARD ESTATE,

मुंबई / MUMBAI-400001

संख्या: ई-फाइल- जिएसओ -15/3/2020-जिएसओ/782

तिथि: 16.11.2022

सेवा में,

नौवहन महानिदेशालय, मुंबई

बीटा बिल्डिंग, 9वीं मंजिल, आई-थिंक टेक्नो कैंपस,

कांजूर मार्ग (पूर्व), मुंबई - 400042.

विषय: मैसर्स डॉल्फिन ऑफशोर शिपिंग लिमिटेड के एम. वी. ब्रह्मपुत्र डॉल्फिन भारतीय जहाज के वेबसाइट पर "नोटिस" अपलोड करने के संदर्भ में।

महोदय,

उपर्युक्त विषय पर इस पत्र के साथ पत्र संख्या ई-फाइल-जिएसओ-15/03/2020-जीएसओ/782 दिनांक 16.11.2022 संलग्न है।

भवदीय,

उप नाविक पाल,

कृते नाविक पाल, मुंबई

प्रति,

डी. डी. जी (कू), कू ब्रांच, नौवहन महानिदेशालय, मुंबई



भारत सरकार / GOVERNMENT OF INDIA

पत्तन, पोत परिवहन और जलमार्ग मंत्रालय / MINISTRY OF PORTS, SHIPPING AND WATERWAYS

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नव भवन, 10, रामजीभाई कमानी मार्ग / NAU BHAVAN, 10, R.K. MARG,

बेलाई ईस्टेट / BALLARD ESTATE,

मुंबई / MUMBAI-400001

EFile No.GSO-15/3/2020-GSO/ 782

Date: 16.11.2022

To,

Directorate General of Shipping,
Beta Building, 9th Floor, I-Think Techno Campus,
Kanjur Marg (East), Mumbai – 400042.

KA: E-Governance cell

Subject: Request to upload “Notice” on the website in respect of the vessel of M/s. Dolphin Offshore Shipping Ltd. i.e. M.V. Brahmaputra Dolphin - Reg.

Sir,

Please find enclosed herewith Notice on the aforesaid subject.

2. You are requested to kindly upload the “Notice” on the website in respect of the vessel of M/s. Dolphin Offshore Shipping Ltd. i.e. M.V. Brahmaputra Dolphin for information to the seafarers.

Yours faithfully

**Deputy Shipping Master
For Shipping Master, Mumbai**

Copy to: DDG (Crew), Crew branch, Directorate General of Shipping, Mumbai



भारत सरकार / GOVERNMENT OF INDIA

पत्तन, पोत परिवहन और जलमार्ग मंत्रालय / MINISTRY OF PORTS, SHIPPING AND WATERWAYS

सरकारी नौवहन कार्यालय / GOVERNMENT SHIPPING OFFICE

नव भवन ,10, रामजीभाई कमान्नी मार्ग / NAU BHAVAN, 10, R.K. MARG,

बेलार्ड इस्टेट / BALLARD ESTATE,

मुंबई / MUMBAI-400001

EFile No.GSO-15/3/2020-GSO/ 782

Date: 16.11.2022

NOTICE

The vessel of M/s. Dolphin Offshore Shipping Ltd. i.e. M.V. Brahmaputra Dolphin have been sold by the Office of Sheriff of Mumbai and the total purchase price of Rs.3,85,00,000/- (Rupees Three Crore Eighty Five Lakh only) are deposited by the buyer in the office of the Deputy Sheriff of Mumbai.

Those Seafarers who has served onboard said vessel i.e. M.V. Brahmaputra Dolphin of M/s. Dolphin Offshore Shipping Ltd. and have any pending claims are hereby informed that they may approach the appropriate authority about their claims as per the provisions.

Shipping Master, Mumbai

E137545
07/10/2022

Durgadas S. Choudhari
Deputy Sheriff of Mumbai
To,



No. 1015 /2022
Date : 4th October, 2022

- 1) The Dy. Conservator / Harbour Master,
Mumbai Port Trust, Mumbai
- 2) The Asstt. Commissioner of Customs /
Dy. Commissioner of Customs,
New Custom House, Mumbai
- 3) The Senior Inspector of Police,
Immigration Check Post,
Sea Port Branch,
S.B.II, C.I.D., Mumbai
- 4) The Director General of Shipping, Mumbai,
9th Floor, Beta Building,
i-Think Techno Campus,
Kanjurmarg East,
Mumbai – 400 042
- 5) The Mercantile Marine Department, Mumbai
Old C.G.O. Building (Pratishtha Bhavan),
101, Maharashi Karve Road,
Mumbai – 400 020
- 6) The Indian Register of Shipping, Mumbai,
52A, Adi Shankaracharya Marg,
Opp. Powai Lake, Powai, Mumbai – 400 072
- ✓ 7) The Shipping Master,
Nau Bhavan,
10, R.K. Marg,
Ballard Estate,
Mumbai – 400 001

Pl. put up

Und
6.10.22

PSM

सरकारी वाहतूक कार्यालय, मुंबई
GOVERNMENT SHIPPING OFFICE, MUMBAI
खेप प्राप्त हुई और सामग्री सत्यापित नहीं हुई।
CONSIGNMENT RECEIVED & CONTENT NOT VERIFIED

DATE 06 OCT 2022

दिनांक: 06/10

आद्यक्षर / INITIALS: F.H.

Re. A., & V.A.J.
In
Its Commercial Division
Judge's Order No.189 of 2021

In
Commercial Admiralty Suit (L) No.22182 of 2021
Commercial Admiralty Suit No.36 of 2022

The Board of Trustees of
The Port of Mumbai ... Plaintiffs
Vs.

M.V. Brahmaputra Dolphin
(IMO No.7608916) & Ors. ... Defendants

Sirs,

As per the Order dated 13th September, 2022 passed by His Lordship Shri Justice N.J. Jamadar
of the Hon'ble High Court, Bombay, the highest purchaser M/s. RSG Ventures LLP having their office

139075/2022/GSO

- 2 -

at 201, Krishlin Apt., Opp Nagi Villa, NS Road No.10, JPVD, Juhu, Mumbai – 400 049, have deposited the total purchase price of Rs. 3,85,00,000/- (Rupees Three Crores Eighty Five Lakhs only) for the purchase of vessel M.V. Brahmaputra Dolphin (IMO No.7608916) in our bank account.

Pursuant to the said Order dated 13th September, 2022, the Hon'ble Prothonotary and Senior Master, High Court, Bombay has issued Bill of Sale dated 4th October, 2022 in respect of the said vessel M.V. Brahmaputra Dolphin (IMO No.7608916) in favour of the auction purchaser **M/s RSG Ventures LLP** having their office at 201, Krishlin Apt., Opp Nagi Villa, NS Road No.10, JPVD, Juhu, Mumbai – 400 049 for "Scrapping only" ^{not} and for Trading. A copy of the said Bill of Sale is annexed hereto.

In view of the above order, you all are requested to act in compliance with the said Order dated 13th September, 2022 and provide cooperation to the Auction Purchaser **M/s RSG Ventures LLP** to take the possession of the said vessel M.V. Brahmaputra Dolphin (IMO No.7608916).

Yours faithfully,

(Durgadas S. Choudhari)
Deputy Sheriff of Mumbai

Encl : As above

c.c. for information to :

- 1) M/s. Motiwala & Co.,
Advocate for the Plaintiff
65, Rajgir Chambers, 7th floor,
12/14, Shahid Bhagatsingh Road,
Opp. Old Custom House,
Fort, Mumbai – 400 001
- 2) Sutapa Saha,
Advocate for the Plaintiff in
COMAS/80/2021
304, Apeejay House,
130 Mumbai Samachar Marg,
Fort, Mumbai 400 001
- 3) M/s. RSG Ventures LLP,
Auction Purchaser of the Vessel
Brahmaputra Dolphin
(IMO No.7608916),
201, Krishlin Apt.,
Opp Nagi Villa, NS Road No.10, JPVD,
Juhu, Mumbai – 400 049

(Durgadas S. Choudhari)
Deputy Sheriff of Mumbai

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

JUDGE'S ORDER NO.189 OF 2021

IN

COMMERCIAL ADMIRALTY SUIT (L) NO. 22182 OF 2021

COMMERCIAL ADMIRALTY SUIT NO.36 OF 2022

The Board of Trustees of the Port of Mumbai

a body corporate constituted under the provisions of
the Major Port Trust Act, 1963 as amended by the provisions
of the Major Port Trusts Amendment Act, 1974 and
having their office at Vijay Deep, Shoorji Vallabhdas Marg,
Ballard Estate, Fort, Mumbai – 400 001

)
)
)
)
)
)..... Plaintiff

Versus

1. **M.V. Brahmaputra Dolphin (IMO 7608916)**

an Indian Flag vessel registered at Mumbai,
together with her hull, engines, gears,
tackle, machinery, bunkers, apparel,
plant, furniture, fixtures equipment and
all other, appurtenances presently lying at
Brick Bunder, Port and harbour of Mumbai
and all other persons interested in the said vessel.

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)

2. **Dolphin Offshore Shipping Ltd.,**
1001, Raheja Centre, 214, Nariman Point,
Mumbai – 400 021.

)
)
)

3. **Creative Maritime Service LLP**
210, Rex Chambers, 2nd Floor,
Walchand Hirachand Marg,
Ballard Estate, Mumbai – 400 001.

)
)
)
)..... Defendants



- 2 -

High Court, Bombay
A.& V.A.J.
In Its Commercial Division
Judge's Order No.189 of 2021

In
Comm. Admiralty Suit (L) No.22182 of 2021
Comm. Admiralty Suit No.36 of 2022

Name of the Vessel	:	M.V. Brahmaputra Dolphin
Ship Type	:	Supply
Port of Registry	:	Mumbai
Call Sign	:	AUHR
IMO number	:	7608916
Country of build	:	U.S.A.
Year of Build	:	1976
GRT	:	1008 Tons
NRT	:	302 Tons
Parallel length	:	50.84 M
Max. Draft	:	4.00 M
LOA	:	60.15 M
DWT	:	1510


And as described in more detail in the Certificate of the Surveyor and the Register Book.



- 3 -

High Court, Bombay
A. & V.A.J.
In Its Commercial Division
Judge's Order No.189 of 2021
In
Comm. Admiralty Suit (L) No.22182 of 2021
Comm. Admiralty Suit No.36 of 2022

I, Mr. S.B. Bhansali, the Admiralty Registrar, High Court, Bombay, having address at the High Court of Judicature at Bombay, pursuant to the Hon'ble Court's Order dated 13th September, 2022, the bid of **M/S. RSG VENTURES LLP**, having their office at 201, Krishlin Apt., Opp. Nagi Villa, NS Road No.10, JVPD, Juhu, Mumbai – 400 049 for the purchase of the vessel **M.V. Brahmaputra Dolphin (IMO NO.7608916)** for total consideration of the sum of Rs.3,85,00,000/- (Rupees Three Crores Eighty Five Lakhs Only) is accepted for **"SCRAPPING ONLY" And NOT FOR TRADING**. The auction sale of the vessel **M.V. Brahmaputra Dolphin (IMO NO.7608916)** is hereby confirmed in favour **M/S. RSG VENTURES LLP (and no one else) and no nominees** by Order dated 13th September, 2022 passed by the Hon'ble Court for the aforesaid amount and the receipt whereof is hereby acknowledged by the Deputy Sheriff of Mumbai vide his letter dated 30th September, 2022. I transfer all right, title and ownership in the aforesaid vessel **M.V. Brahmaputra Dolphin (IMO NO.7608916)** on "as is where is, what is there is" basis free from all encumbrances, particularly described as above, together with her hull, engines, gears, tackles, machinery, bunkers, apparel, plant, furniture, fixtures, equipment and all other appurtenances and paraphernalia thereto to the said **M/S. RSG VENTURES LLP for "SCRAPPING ONLY" And NOT FOR TRADING**.



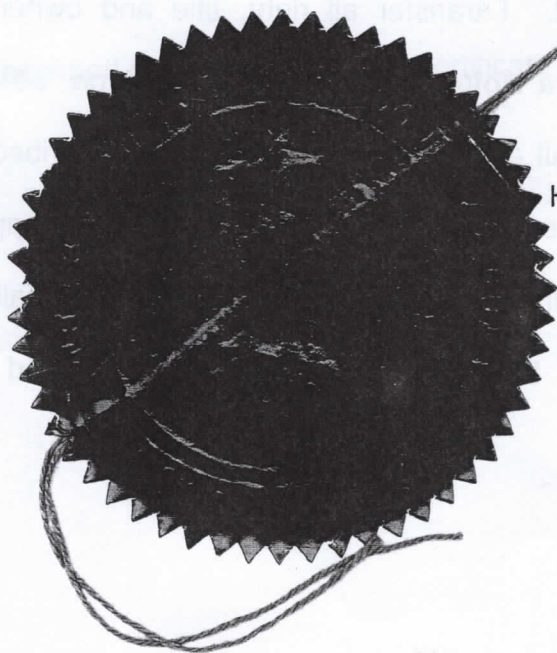
- 4 -

High Court, Bombay
A. & V.A.J.
In Its Commercial Division
Judge's Order No.189 of 2021
In
Comm. Admiralty Suit (L) No.22182 of 2021
Comm. Admiralty Suit No.36 of 2022

I, Mr. S.B. Bhansali, the Admiralty Registrar, High Court, Bombay, having address at the High Court of Judicature at Bombay for myself and successor covenant with the said **M/s. RSG VENTURES LLP (and no one else) and no nominees** and hereby declare that such transfer of all right, title and ownership in the aforesaid vessel is made on "as is where is, what is there is" basis pursuant to the High Court Order dated 13th September, 2022. It is made clear that the vessel **M.V. Brahmaputra Dolphin (IMO NO.7608916)** is being sold "**free from all encumbrances**" as per Order dated 13th September, 2022. A copy of Order dated 13th September, 2022 and a copy of letter dated 30th September, 2022 of the Deputy Sheriff of Mumbai are enclosed herewith.

IN WITNESS WHEREOF I have executed this Instrument of Sale pursuant to Court Order dated 13th September, 2022, of the Bombay High Court.

Dated this 04th day of October, Two Thousand and Twenty Two.



Admiralty Registrar,
High Court of Judicature at Bombay

Sealer

Dated this 4th day of Oct., 2022.

139075/2022/GSO

G.R.J.D.No.4398, dated 3-7-16
(O) 22843693 / 22843498

No. OF 2022
SHERIFF'S OFFICE

OLD SECRETARIAT
K. B. PAIL MARG,
MUMBAI 400 032

FROM

SHERIFF OF MUMBAI

No. 996/2022
Date : 30th September, 2022

To,

✓ The Hon'ble Prothonotary and Senior Master,
High Court, Original Side,
High Court, Bombay
Re. High Court, Bombay

Re. A., & V.A.J.

In

Its Commercial Division
Judge's Order No.189 of 2021

In

Commercial Admiralty Suit (L) No.22182 of 2021
Commercial Admiralty Suit No.36 of 2022

The Board of Trustees of
The Port of Mumbai

Vs.

M.V. Brahmaputra Dolphin
(IMO No.7608916) & Ors.

... Plaintiffs

... Defendants

Respected Sir,

1. As per the Order dated 13th September, 2022 passed by His Lordship Shri Justice N.J. Jamadar of the Hon'ble High Court, Bombay, the highest purchaser M/s. RSG Ventures LLP have deposited the total purchase price of Rs.3,85,00,000/- (Rupees Three Crores Eighty Five Lakhs only) for the purchase of vessel M.V. Brahmaputra Dolphin (IMO No.7608916) in our bank account. A copy of the said Order dated 13th September, 2022 is enclosed herewith.

2. In paragraph No.15 of the said Order dated 13th September, 2022, it has been stated that, upon receipt of the entire consideration, the Prothonotary and Senior Master/Admiralty Registrar of this Court will issue a Bill of Sale to RSG Ventures LLP (and no one else). No nominees will be mentioned in the Bill of Sale. The Bill of Sale shall also specify that the vessel is sold for 'Scrapping only' and not for Trading.

.....2

3. A draft copy of Bill of Sale as submitted by M/s. RSG Ventures LLP is enclosed herewith for your kind perusal. A copy of the terms and conditions in respect of auction sale of the said vessel M.V. Brahmaputra Dolphin (IMO No.7608916) is also enclosed herewith.

4. You are, therefore, requested to kindly issue Bill of Sale in favour of M/s. RSG Ventures LLP in respect of auction sale of the vessel M.V. Brahmaputra Dolphin (IMO No.7608916) in order to communicate the same to Port, Customs and other authorities.

Yours faithfully;

(Durgadas S. Choudhari)
Deputy Sheriff of Mumbai

Encl As above

c.c. for information to :

- 1) M/s. Motiwalla & Co.,
Advocate for the Plaintiffs,
65, Rajgir Chambers,
7th floor, 12/14,
Shahid Bhagatsingh Road,
Opp. Old Custom House,
Fort, Mumbai – 400 001
- 2) M/s. RSG Ventures LLP,
Auction Purchaser of the Vessel
Brahmaputra Dolphin
(IMO No.7608916),
201, Krishlin Apt.,
Opp Nagi Villa,
NS Road No.10, JPVD,
Juhu, Mumbai – 400 049

sd/-
(Durgadas S. Choudhari)
Deputy Sheriff of Mumbai

SANTOSH
SUBHASH
KULKARNI

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SANTOSH
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Date: 2022.11.17 17:41:51

1-MV BRAHMAPUTRA DOLPHIN-SREPORT55-2022.DOC

Santosh

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

SHERIFF'S REPORT NO. 55 OF 2022

IN

JUDGE'S ORDER NO. 189 OF 2021

IN

COMM ADMIRALTY SUIT (L) NO. 22182 OF 2021

COMM ADMIRALTY SUIT NO. 36 OF 2022

SANTOSH
SUBHASH
KULKARNI

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Date: 2022.09.14
17:41:51 +0530

The Board of Trustees of the Port of
Mumbai

...Plaintiff

Versus

M. V. Brahmapurtra Dolphin (IMO
No.7608916) & ors.

...Defendants

Mr. Shubro Dey, for the Plaintiff in COMAS/80/2021.
Mr. Ajay Fernandes, a/w Ms. Sneha Pandey, i/b Motiwala &
Co., for the Plaintiff in COMAS/36/2022.
Mr. D. S. Chaudhary, Dy. Sheriff, present.
Mr. B. A. Bansal – Bansal Ship Breakers.
Mr. Ashok Jain – Om Namo Venture.
Mr. Manoj Kumar Jain- Saibaba Ship Breaking Company.
Mr. Arif S. Masani - Luck Steel Industries.
Mr. Rajnish Gupta – Rajnish Steels.
Mr. Rajendra – Rajendra Ship Braking.
Mr. Devesh Gupta- RSG Venture LLP.
Mr. Amit Jain – Hatni Steels.
Mr. Abu - A. A. Associates.
Mr. Priyal Seth- Advocate appearing for Last Voyage.

CORAM: N. J. JAMADAR, J.

DATED : 13th SEPTEMBER, 2022ORDER:-

1. M. V. Brahmapurtra Dolphin (IMO No.7608916) carrying an Indian Flag was arrested pursuant to an order passed by this

1-MV BRAHMAPUTRA DOLPHIN-SREPORT55-2022.DOC

Court on 28th October, 2021, at the instance of the Port Trust for non-payment of Port dues. On 18th August, 2022 in Sheriff's Report N.49 of 2022, defendant no.1 – vessel was ordered to be sold in an auction sale. JB Boda Insurance Surveyors and Loss Assessors Pvt. Ltd. (JB Boda) came to be appointed to carry out the valuation of defendant no.1 – vessel. The Sheriff was allowed to conduct the auction sale in accordance with the Schedule of Auction Sale annexed to the Sheriff's Report.

2. Sheriff has obtained the valuation report from JB Boda Insurance Surveyors. Sheriff has also conducted the auction process. The report reveals that in all 10 bids are received. Only one bidder M/s. Last Voyage DMCC has submitted the bid for 'trading' purpose. Rest of the bidders have submitted the bid for scrapping.

3. Today, each of the 10 bids, in sealed envelope, were opened in the Court. After opening the bids, the bidders/their representatives, who were present in the Court, were apprised of the value of each of the bids. M/s. Last Voyage DMCC, who submitted the bid for trading purpose, quoted the price of Rs.55,35,600/-. Out of the rest of nine bids for scrapping purpose, M/s. Om Namo Venture's bid of Rs.3 Crore was the highest.

1-MV BRAHMAPUTRA DOLPHIN-SREPORT55-2022.DOC

4. The bidders were thereafter given the option to enhance the bid in the lot of Rs.5,00,000/- over the highest bid of Rs.3 Crore. Few of the bidders, namely, M/s. Bansal Ship Breakers, M/s. Rejendra Ship Breakers Pvt. Ltd., M/s. A. A. Associates and M/s. RSG Ventures LLP participated in the bidding process, in open Court. After a process of bidding, M/s. RSG Ventures LLP made an offer of Rs.3,85,00,000/-. At that stage, rest of the bidders made a statement that they do not wish to enhance the bid any more. M/s. RSG Ventures LLP's bid of Rs.3,85,00,000/- thus turned out to be the highest bid.

5. JB Boda in their valuation report have adverted to the facts that defendant no.1 - vessel is over 46 years and has lived her age. She has been laid up unattended for a long period resulting in extensive corrosion. In the opinion of JB Boda, defendant no.1 - vessel is beyond economical repairs. Nonetheless in the opinion of JB Boda the trading value would be in the region of Rs.5 Crore.

6. JB Boda has also opined that having regard to the present market situation, which is very depressed, resulting in poor demand for Offshore vessels and defendant no.1 - vessel had been laid up for more than three years, without operating crew,

1-MV BRAHMAPUTRA DOLPHIN-SREPORT55-2022.DOC

the value of defendant no.1 - vessel for demolition purposes (scrapping) would be Rs.3,55,00,000/-.

7. The aforesaid factors, especially defendant no.1 - vessel having been laid up for three years without operating crew, bears upon the value of defendant no.1 - vessel. The valuer has clearly opined that defendant no.1 - vessel is beyond economical repairs. In the circumstances, the sale of the vessel for 'scrapping' purpose seems the only viable option. The highest bid of Rs.3,85,00,000/- exceeds the value for scrapping given by the valuer (Rs.3,53,00,000/-) by Rs.30,00,000/-.

8. In the totality of the circumstances, I am satisfied that the bid of Rs.3,85,00,000/-, is a fair and optimum price for defendant no.1 - vessel. In my view, no fruitful purpose would be served in putting the vessel for re-auction. It is quite possible that re-auction may not yield a better price.

9. A useful reference, in this context, can be made to the observations of the Supreme Court in the case of *Kayjay Industries (P) Ltd. vs. Asnew Drums (P) Ltd. and ors¹*, wherein the Supreme Court observed that if Court sales are too frequently adjourned with a view to obtain a higher price it may turn out to be a self-defeating exercise.

10. Paragraph 7 of the said judgment reads as under:

1 (1974) 2 SCC 213.

1-MV BRAHMAPUTRA DOLPHIN-SREPORT55-2022.DOC

"7. Certain salient facts may be highlighted in this context. A court sale is a forced sale 'and, notwithstanding the competitive element of a public auction, the best price is not often forthcoming. The judge must make a certain margin for this factor. A valuer's report, good as a basis, is not as good as an actual offer and variations within limits between such an estimate, however careful, and real bids by seasoned businessmen before the auctioneer are quite on the cards. More so, when the subject-matter is a specialised industrial plant, which has been out of commission for a few years, as in this case, and buyers for cash are bound to be limited. The brooding fear of something out of the imported machinery going out of gear, the vague apprehensions of possible claims by the Dena Bank which had a huge claim and was not a party, and the litigious sequel at the judgment-debtor's instance, have 'scare' value in inhibiting intending buyers from coming forward with the best offers. Businessmen make uncanny calculations before striking a bargain and that circumstance must enter the judicial verdict before deciding whether a better price could be had by a postponement of the sale. Indeed, in the present case, the executing court had admittedly declined to affirm the highest bids made on May 16, 1969 June 5, 1969 and August 28, 1969, its anxiety to secure a better price being the main reason. If court sales are too frequently adjourned with a view to obtaining a still higher price it may prove a self-defeating exercise for industrialists will lose faith in the actual sale taking place and may not care to travel up to the place of auction being uncertain that the sale would at all go through. The judgment debtor's plea for postponement in the expectation of a higher price in the future may strain the credibility of the court sale itself and may yield diminishing returns as was proved in this very case."

(emphasis supplied)

11. Mr. Fernandes, the learned Counsel for the plaintiff and Mr. Dey, the learned Counsel for the plaintiffs in COMAS/80/2021, in which defendant no.1 - vessel was first arrested on 3rd February, 2020, submit that the plaintiffs have no objection if the highest bid of M/s. RSG Ventures LLP is accepted.

1-MV BRAHMAPUTRA DOLPHIN-SREPORT55-2022.DOC

12. I am, therefore, inclined to accept the bid of M/s. RSG Ventures LLP.

13. M/s. RSG Ventures LLP has deposited EMD of Rs.50,00,000/-. The balance amount of Rs.3,35,00,000/- be deposited by RSG Ventures LLP with the office of Sheriff of Mumbai on or before 29th September, 2022.

14. It is made clear that if the aforesaid balance amount is not paid and/or deposited with the office of Sheriff, within the aforesaid period, the sale shall stand cancelled and the earnest deposit shall stand forfeited. In that event, the Sheriff shall move a fresh report for re-auctioning the defendant - vessel.

15. Upon the receipt of the entire sale consideration, the Prothonotary and Senior Master / Admiralty Registrar of this Court will issue a Bill of Sale to RSG Ventures LLP (and no one else). No nominees will be mentioned in the Bill of Sale. The Bill of Sale shall also specify that the vessel is sold for "scraping only" and not for trading.

16. After the sale of the defendant - vessel is confirmed in favour of RSG Ventures LLP, the defendant - vessel shall be handed over to RSG Ventures LLP, free from all encumbrances.

Needless to clarify that this is subject to entire sale

1-MV BRAHMAPUTRA DOLPHIN-SREPORT55-2022.DOC

consideration being received by the office of Sheriff, Mumbai, within the above stipulated period.

17. The Sheriff shall communicate to the Port, Customs and other Authorities informing them about the sale of the defendant - vessel pursuant to this order.

18. The earnest money deposited by rest of the bidders shall be returned to them by the Sheriff within a period of two weeks from today.

19. The Sheriff is permitted to make payment of Rs.1,84,654/- to M/s. Eureka Advertisement Agency towards advertisement charges from the amount deposited by the plaintiff with the Sheriff.

20. The Sheriff is permitted to make payment of Rs.2,06,500/- to JB Boda Insurance Surveyors and Loss Assesors Pvt. Ltd. towards valuation charges from the amount deposited by the plaintiff.

21. The Sheriff's Report No.55 of 2022 accordingly stands disposed.

[N. J. JAMADAR, J.]

TRUE COPY

IN THE HIGH COURT OF JUDICATURE AT
BOMBAY
ADMIRALTY AND VICE ADMIRALTY JURISDICTION
IN ITS COMMERCIAL DIVISION
JUDGE'S ORDER NO.189 OF 2021

IN

COMMERCIAL ADMIRALTY SUIT (L) NO.22182 OF
2021

COMMERCIAL ADMIRALTY SUIT NO.36 OF 2022

The Board of Trustees of the Plaintiff
Port of Mumbai

Vs.

M.V. Brahmaputra Dolphin Defendants
(IMO NO.7608916) & Ors.

BILL OF SALE

Dated this 04th day of Oct., 2022