

IN THE HIGH COURT OF KERALA AT ERNAKULAM
PRESENT

THE HONOURABLE MR. JUSTICE T.R.RAVI

Monday, the 4th day of March 2024 / 14th Phalguna, 1945

IA.NO.3/2024 IN ADML.S. NO. 4 OF 2024

APPLICANT/PLAINTIFF:

LIGHTHOUSE MARINE SERVICES INDIA PRIVATE LIMITED HAVING REGISTERED OFFICE AT SRINIVASA ARCADE, FLAT NO. A8, 1/2, ARUNACHALAM ROAD, SALINGRAMAM, CHENNAI-600 093, REPRESENTED BY ITS DIRECTOR, R. SINGARAVADIVELAN.

RESPONDENTS/1st TO 3rd DEFENDANTS:

1. OWNERS AND PARTIES INTERESTED IN VESSEL DYNAMIK TRADER (IMO NUMBER 9286657) A VESSEL FLYING THE FLAG OF COOK ISLANDS TOGETHER WITH HER HULL, TACKLE, MACHINERY, BOATS, BUNKERS, EQUIPMENT, PARAPHERNALIA AND ALL OTHER APPURTENANCES PRESENTLY LYING AT THE PORT AND HARBOUR OF COCHIN, WITHIN THE TERRITORIAL WATERS OF INDIA AND WITHIN THE ADMIRALTY JURISDICTION OF THIS HONOURABLE COURT, REPRESENTED BY HER MASTER.
2. M/S. RADIATING WORLD SHIPPING SERVICES LLC HAVING REGISTERED OFFICE AT 943 BURJUMAN BUSINESS CENTRE, KHALID BIN AL WALEED ROAD, BUR DUBAI, DUBAI, UNITED ARAB EMIRATES- 122002.
3. THE DEPUTY CONSERVATOR ,COCHIN PORT TRUST,WILLINGDON ISLAND, COCHIN, PIN - 682003.

Application praying that in the circumstances stated in the affidavit filed therewith the High Court be pleased to direct the Kerala High Court Registry to encash the DD bearing No.036084 and dated 12/02/2024 furnished on behalf of the 1st Respondent for an amount of Rs.28,03,426/-and that the amount be maintained in a separate interest bearing account/ instrument.

This Application coming on for orders upon perusing the application and the affidavit filed in support thereof, and upon hearing the arguments of SRI.MATHEWS K. UTHUPPACHAN, Advocate for the petitioner and of M/S.PRANOY K. KOTTARAM, SIVARAMAN P.L, Advocates for the respondents and Adv LATHA ANAND(SC), Cochin Port, the court passed the following:

ORDER

This is an application for a direction to encash the Demand Draft and to keep it in interest bearing deposit. Since, I am of the opinion that the amount need not remain as a Demand Draft without earning any interest, the application is allowed. The amount may be encashed and kept in an interest bearing deposit in HDFC Bank in the name of the Registrar General in the account relating to Adml.Suit 4/2024.

Sd/- T.R.RAVI JUDGE