

Pallavi

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION
WRIT PETITION NO. 6606 OF 2026

Bhanderi Enterprise Thro. Its Proprietor Gaurav P Bhander ...Petitioners

Versus

Union of India Thro. The Secretary (revenue) ...Respondents

Mr Vikram Nankani, Senior Advocate, a/w Mr. Uttam Hathi, Prithwiraj Chaudhoury, Mr. Saurabh Gandhi, Ms. Kausar Jahan Sayed i/b. Brus Chambers for the Petitioners.

Mr Jitendra Mishra, a/w Niyati Mankad, Ashutosh Mishra, Rupesh Dube and Priyanka Singh for the Respondent Nos.2 and 3.

Mr Vishal Agrawal, Mr. Rishabh Jain, Mr. Shwethab Sinha i/b. TLC Legal LLP, for the Respondent Nos.4 and 5.

CORAM: SUMAN SHYAM & ADVAIT M. SETHNA, JJ.

DATED: 8th JUNE 2026.

PC:-

1. Heard Mr. Nankani, learned Senior Counsel appearing for the Petitioners, Mr. Jitendra Mishra, learned counsel appearing for Respondent Nos.2 and 3 and Mr. Agrawal, learned counsel appearing for Respondent Nos.4 and 5.

2. Issue Notice to the Respondent No.1 returnable on 10th August 2026. Liberty to add the Respondent M/s. Square Port Shipyard Private Limited as Respondent No.6 by carrying out

necessary amendment in the cause title within two days. Reverification is dispensed with.

3. Court Notice be issued to the newly impleaded Respondent No.6 returnable on 10th August 2026. Petitioner to furnish copy of the Petition to the Registry.

4. The learned counsel appearing for the Petitioner has expressed apprehension that the “arrested vessel” might be put up for auction sale thus, jeopardising the interest of the Petitioner. However, in view of order of arrest issued by the learned Single Judge on 5th May 2026 in Commercial Admiralty Suit (L) No.16232 of 2026 and taking note of the submission of Mr. Mishra that the earlier process of auction could not be taken forward due to technical reasons, no auction of the vessel in our view, would be permissible at this stage. Therefore, the Petitioner has made out a strong *prima facie* case.

5. As such, as an ad-interim relief, an order of injunction is issued in terms of prayer clause (g) to remain in force till the next date fixed in this case.

6. Respondents to file reply within a period of four weeks by serving advance copy upon the Petitioner’s counsel who shall be at liberty to file reply within two weeks thereafter.

7. List this Petition on 10th August 2026.

(ADVAIT M. SETHNA, J.)

(SUMAN SHYAM, J.)