

## **SHIPS FOR SALE**

HIGH COURT OF JUDICATURE AT MADRAS (ORIGINAL SIDE)

C.S. NOS.585, 604, 628, 695, 706, 707, 772, 1004 and 1015 of 2010

The General Cargo Vessels (i) MV Coastal Express I, built in Japan 1985, GRT 6182, NRT 2624 and (ii) MV Coastal Express II, built in Germany 1984, GRT 10962, NRT 6558, now lying at the Port of Chennai, India, both flying Indian Flag, have been ordered by the Honourable High Court, Madras, to be sold in public auction in “as is where is” condition, free of all liens.

Tender Forms indicating the sale conditions can be downloaded from the website of the Madras High Court or obtained from the Office of the undersigned on all working days till 25.03.2011. The sealed tenders will be received, in person or by post only till 5.00 P.M., on 28.03.2011 and the tenders will be opened in Open Court on 30.03.2011 or on such adjourned date, as the Court may fix.

REGISTRAR-GENERAL  
HIGH COURT, MADRAS.

(Tender Conditions)

1. The ships will be sold in "AS IS WHERE IS" CONDITION.
2. The sealed tender should superscribed "TENDER FOR THE PURCHASE OF MV MV COASTAL EXPRESS I or II" and addressed to The Registrar General, High Court, Madras, delivered either in person or by Registered Post with acknowledgement due so as to reach him by 5.00 P.M., on 28.3.2011.
3. All tenders received after the due date will be summarily rejected.
4. Telegraphic/Telex offers are not acceptable.
5. Separate tenders should be submitted for each of the two Vessels. Each tender should be accompanied by a demand draft payable at Chennai, drawn on any of the Nationalised/Scheduled Banks, in favour of the Registrar General, High Court, Madras for an amount of Rs.25,00,000/- (Rupees Twenty Five Lakhs only) towards Earnest Money Deposit.
6. No Bank Guarantees or cheques will be accepted.
7. The tenders sent without Earnest Money Deposit as mentioned above will be rejected summarily.
8. The tenders will be opened on 30.3.2011 or on such adjourned date before the Honourable Judge sitting on the Original Side in the Admiralty Jurisdiction of the High Court at Madras at 10.30 A.M., and the acceptance of any tender will be at the sole discretion of the Court.
9. The successful tenderers should pay 25% of the bid amount within three

working days from the date of acceptance of the tender and the communication of the same.

10. The balance amount should be paid within 15 days from the date of payment of 25% of the bid amount under the preceding Clause. On payment of the full sale consideration by the successful tenderers, the sale may be confirmed by the Honourable High Court, Madras in its discretion.

11. In default of payment of the amounts referred to above within the time stipulated, unless otherwise extended the sale will stand automatically revoked and the Earnest Money Deposit forfeited. Thereafter the other bidders will be given an opportunity to raise their bid amount to the highest bid already accepted, if they so desire. In the event several bidders come forward by raising their bid amount, then the raised offer would be accepted in accordance with the priority on the basis of the original offer. And in the event there is no such offer, the ships will be sold to the next highest bidder at the risk of the tenderer whose tender was accepted, subject to order of the High Court.

12. The Vessels may be inspected by the intending purchasers at the Chennai Harbour, between 10.00 A.M., and 5.00 P.M., on all working days from 10.3.2011 till 25.3.2011. The inspection expenses shall be borne exclusively by the intending bidders. The intending purchasers shall leave a request in writing to the owners of the Vessels viz., Trans Coastal Cargo and Shipping Ltd., 64, Armenian Street, Chennai-1, one day in advance of the choice of the date for carrying out inspection. The inspection expenses

shall be shared by the intending bidders, if they happen to go in a group.

13. On confirmation of sale, the Honourable Court will fix a date for delivery. The ships should be removed from the Chennai Port Trust limits within one month from the date of securing necessary permission from the Mercantile Marine Department and other concerned authorities, whichever is later keeping the Deputy Port Conservator informed of developments and clear programme every week. During the said period, the ship should be kept manned by certified Master, Officers and Engineers and adequate number of crew as required by the Mercantile Marine Department at the expenses of the purchaser.

14. The buyer will have to pay all the Port charges and all other statutory dues to all concerned departments from the date of confirmation of sale till date of actual removal of the ship from the Harbour.

15. Under no circumstances, the buyer will be permitted to break/dismantle the ships either in the Port of Chennai or in the Chennai Harbour.

16. The Vessels will be sold free of all liens/encumbrances and liabilities.

17. The Earnest Money Deposit made by the unsuccessful tenders will be refunded by The Registrar-General, High Court, Madras on the Court confirming the sale in favour of the successful tenderer after deducting Bank Charges, if any.

18. Customs, excise or other duty or taxes, if any, involved in the sale will be on "Buyer's Account".

## TENDER FORM

From

To

The Registrar General,  
High Court,  
Madras – 600 104.

Madam,

Sub: C.S. Nos. 585, 604, 628, 695, 706, 707, 772, 1004 and 1015 of 2010 on the file of High Court, Madras, dated 01.03.2011 - Sale of two Vessels – MV Coastal Express I and MV Coastal Express II lying at the outer anchorage of the Chennai Harbour – Submission of Tender – Regarding.

Ref: 1) Your Advertisement in “Hindu” and “The Economic Times” dated  
2) Your Tender Form along with the terms and conditions hosted in the High Court Website.

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Having examined the tender terms and conditions regarding sale of Vessels MV Coastal Express I and MV Coastal Express II, I/we hereby submit my / our tender / offer for purchase of two Vessels – MV Coastal Express I and MV Coastal Express II lying at the outer anchorage of the Chennai Harbour.

I/we have attached to this tender the earnest money deposit of Rs 25 Lakhs (Rupees Twenty Five Lakhs Only) by way of Demand Draft payable at Chennai drawn on in any of the Nationalized / Scheduled Banks, in favour of the Registrar General, High Court, Madras.

Yours faithfully,

Place :  
Date :