



IN THE ADJUDICATORY BOARD FOR MAJOR PORTS, MUMBAI
Application No.07/2025

Diamond Beverages Pvt. Ltd. ... Applicant
Versus
Syama Prasad Mookerji Port Authority ... Respondent No.1
Ministry of Ports, Shipping and Waterways ... Respondent No.2

Appearance:
For the Applicant : Senior Advocate Sabyasachi Chaudhury along with
Advocate Rajarshi Dutta
For the Respondent No.1 : Advocate Proteek Debnath and Advocate Akshay
Kolse Patil

CORAM:

HON'BLE SHRI JUSTICE A.J. DESAI, PRESIDING OFFICER
HON'BLE SHRI C. VISWANATH, MEMBER
HON'BLE DR. SANJEEV RANJAN, MEMBER

Date: 10 April 2026

ORDER

1. On 21 January 2026, after hearing the Learned Advocates for the Applicant and Respondent No.1, the Board passed the following Order:

"We have gone through a communication dated 17 November 2025 issued by the Ministry of Ports, Shipping and Waterways (Ports Wing) addressed to Chairperson, Syama Prasad Mookerji Port Authority (Annexure-E) to the reply filed by the Respondent No.1.

We are of the considered opinion that it is desirable that Respondent No.2 appears through the Advocate and file appropriate Affidavit with clarity on their stand in the case. The Respondent No.2 may file their reply before the next date of hearing.

A copy of this Order to be served to Secretary, Ministry of Ports, Shipping and Waterways (Ports Wing) by email as well as by regular post.

The matter be listed for hearing on 10 April 2026."





2. As per the above Order, the Respondent No.2 i.e. Secretary, Ministry of Ports, Shipping and Waterways (Ports Wing) was asked to appear before the Board and file appropriate Affidavit. As per record of the Board, the aforesaid Order dated 21 January 2026 has been served to Respondent No.2. Learned Advocate for Applicant has also filed an Affidavit-in-Service to Respondent No.2 about the matter and Order dated 21 January 2026 passed by the Board. Learned Advocate for Respondent No.1 states that a copy of the Order dated 21 January 2026 has been served to Respondent No.2.

3. Today, when the matter is called out, neither any representative for the Respondent No.2 nor any Advocate has appeared on behalf of Respondent No.2. We are of the considered opinion that the Respondent No.2 if produces relevant documents, the matter can be adjudicated appropriately. The Board would have proceeded, in absence of Respondent No.2, however, a last chance is granted to Respondent No.2 to comply with the Order dated 21 January 2026. It would be open for Respondent No.2 to file appropriate Affidavit on or before 25 May 2026. A copy thereof may be supplied to Learned Advocate of Applicant as well as Respondent No.1. Rejoinder, if any, may be filed before the next date of hearing.

4. It is hereby clear that in the next date of hearing, the Board shall proceed with the matter. The Registry is directed to serve this copy of Order to Respondent No.2 at the earliest.

5. The matter be listed for hearing on 01 July 2026.



Sd/-

(DR. SANJEEV RANJAN)
MEMBER

Sd/-

(C. VISWANATH)
MEMBER

Sd/-

(JUSTICE A.J. DESAI)
PRESIDING OFFICER