



FOXMANDAL

SHIPPING



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FOXMANDAL

With over 200+ professionals located across seven cities in India FoxMandal (FM) provides seamless legal services to clients. In India our offices are located in Noida, New Delhi, Mumbai, Kolkata, Bengaluru, Chennai, Hyderabad & Surat. In addition, we have two associate offices in London and Dhaka.

The firm was established in 1984 in New Delhi under the name of FoxMandal & Co. The founding partner, Dinabandhu Mandal was also the partner in the firm in Kolkata which his grandfather, G. C. Mandal with J. K. Fox started in partnership to establish one of the first Indo-British law firm.

The firm has been at the forefront of many significant legal developments in India having acted for, advised and represented domestic and international businesses, government and its agencies as well as multilateral institutions. The firm's strength is its team of experienced and trained lawyers who treasure the value of diligence and knowledge as well as creativity and innovation in addressing their client's needs. FM aims to offer to its clients, legal advice that meets the client's needs and expectations.

The immense success of FoxMandal's operations in New Delhi was instrumental in establishing other associate offices in India, UK and Bangladesh including Bangalore, Chennai, Dhaka, Hyderabad, Kolkata, Mumbai, Noida, New Delhi, London, Pune and Surat. FM is a well-reputed full service law firm presenting an appropriate mix of the necessary legal expertise, industry specialization and commercial acumen. This firm of advocates, solicitors and notaries, comprises of over 150 lawyers with 20 partners and 100 para-legal staff. Our offices situated in all the important regions in India ensure that our clients receive cost-effective, value added and fully integrated services.

Over the years, FoxMandal has been ranked as the top firm in India by various international journals. **Mr. Som Mandal is recipient of "Economic Times Excellence in Leadership Award" in August 2022.** In the **year 2020**, **"Legal Comprehensive"** recognised **Mr. Som Mandal** amongst one of the best **"TOP 100 Lawyers in the world"**. In the **year 2019**, FoxMandal was awarded **"Times Power Icons"** award for exemplary contribution in the field of **"Global Legal Service"**. In **2018**, **AI (Acquisition International)** awarded FoxMandal Global Excellence Award **"National**

Law firm of the year 2018-India". In 2018, ICFM (Inter Continental Finance & Law Magazine) nominated FoxMandal as **"one of the top 100 leading firms in the world"**. FM was also acknowledged by **ACQ5 Law Awards - 2017** for **"National Law Firm of the Year"** for work done across all areas. FM was also acknowledged by **"Who's Who Legal (WWL) 2016"** and **Mr. Som Mandal was featured as a "Top legal consultant in Energy and Mining sector in India"**. FM was recognized by **"Legal 500 magazine - 2015 edition"** for work done across all areas. FM was awarded the **"India Law Firm Awards 2014"** for the best **"Corporate Commercial Law Firm"** by **India Business Law Journal (IBLJ)**. FM was featured in **"The lawyers - 2014 Asia Pacific 150"** amongst **"Top 10 Indian law firms"**. FM won **"Acquisition International M&A award 2014"**. FM was awarded the **"Disinvestment law firm of the year – India"** by **"Intercontinental finance magazine (ICFM)"**, in 2014. FM won the **"Acquisition international Dispute Resolution Firm of the Year Award 2013"**. The firm won **"Intercontinental Finance 2012 Global Award"**. FM was awarded the best **"Dispute Resolution Law Firm 2012 - Finance Monthly Law Awards"**. FM won **"The Best National Law Firm, 2008"** award by the **International Legal Alliance Summit & Awards, 2008** at Paris and distinguished during the International Legal Awards Ceremony amongst the leading law firms from 22 countries. We have been awarded the **"Employer of Choice, 2008"**, a response among over 15,000 lawyers region-wide by **ALB (Asian Legal Business)**. FoxMandal has been recognized with **"Client Choice Award, 2007"** in India, from more than 1,300 individual assessments received from corporate counsel worldwide by **ILO (International Law Office)**, the **Official Partner to the International Bar Association**, for FM stands apart for the excellent client care and the quality of service. It has been awarded for the law firms' ability to add real value to their clients' business above and beyond the other players in the market. Amongst others, we have been adjudged as **"The Best Law Firm of the Year"** for India in 2006 by **IFLR (International Financial Law Review)**, a Euromoney publication.

Admiralty

- Cargo Claims
- Leasing
- Marine Insurance
- Oil Spillage
- Ships Assets and Releases

- Ship Finance
- Ship Registration
- Shipping Litigation and arbitration
- Collision and Salvage
- Charter Party Disputes
- Contracts for Construction
- Use and Operation of Ships
- Ship Sale and Purchase

We advise on contentious and non contentious maritime matters including related insurance matters for ship-owners, charters, hull insurers, P&I Clubs, Cargo owners and underwriters, composite insurers, traders, freight forwarders, shipyards and port authorities.

The contentious work embraces litigation, arbitration and mediation including claims and disputes involving/relating to bills of lading, charter parties, salvage, death and personal injury, oil pollution, cargo damage and loss as well as the arrest and release of vessels.

The non contentious areas of work include advice on matters such as the sale and purchase of ships, ship financing, registration and related insurance contracts.

Our lawyers specializing in maritime law are up to date with different conventions, laws and regulations which apply to different areas of shipping work. Partners keep abreast of developments in the law and are familiar with the numerous statutory provisions and the different conventions relating to the different forms of transport and to different aspects of maritime law, for eg. oil pollution, limitation, recovery etc.

FM is experienced with a wide range of contractual documentation relating to the carriage of goods, the charter of vessels, banking, insurance, the rules of procedure that apply to admiralty claims. We use our skills to apply the principles of contract law, tort and conflict of laws to a multitude of daily problems. FM deals with ship-owners and crews, cargo owners, charterers, insurers, protection & indemnity, clubs & cargo underwriters, and people in related areas, port authorities, technical

consultants such as naval architects and surveyors. Awareness of the technical or practical aspects of shipping is tremendous for the experts at this law firm.

Legal advice rendered at FM provides a comprehensive collection of international conventions, statutes and statutory instruments, arbitration rules and the most commonly encountered bills of lading, charterparties, insurance clauses, guarantees and other contracts.

In addition to the aforementioned, the following areas are also covered:

- Arrest, Jurisdiction and Applicable Law
- Arbitration
- Limitation of Liability
- Collision
- Oil Pollution
- Salvage, Towage and General Average
- Standard Forms



SHIPPING WORK PROFILE OF FOXMANDAL

LITIGATION

Sr. No.	Represented	Project	Firm's Role
1.	Admiralty Jurisdiction	Arrest of ships, filing of admiralty suits, taking possession of the ships, deciding the priorities of claim, auction of ships and to liaison with the Sheriff's Office and Port Authorities	Acted as counsel for lenders, shipping companies and port authorities
2.	Azelie Corporation	Arresting vessel m.v. San Giorgio	Acted as counsel for the plaintiff (Azelle Corporation) for arresting the vessel
3.	Farstad Shipping ASA	BHC OOCJ Comp Petn. No. 708/1988 : In the matter of the Companies Act, 1956 and In the matter of Nirvan Shipping Limited (In Liquidation)	Acted as counsel for Farstad Shipping ASA
4.	North China Shipping Holdings Co. Ltd.	Arbitration matter against Mercator Lines Ltd. of Mumbai, India and Mercator International Ltd. of Singapore	Acted as counsel for North China Shipping Holdings Co. Ltd.

Sr. No.	Represented	Project	Firm's Role
5.	Pitts Tucker	<p>Appeared in the High Court on behalf of Pitts Tucker in relation to the vessel m.v. Ithaki.</p> <p>Appeared in the High Court on behalf of Pitts Tucker in relation to the vessel m.v. Storm Wind.</p> <p>Appeared in the High Court on behalf of Pitts Tucker in relation to the vessel m.v. Amer Ganga.</p> <p>Appeared in the High Court on behalf of Pitts Tucker in relation to the vessel m.v. Amer Yamuna.</p> <p>Appeared in the High Court on behalf of Pitts Tucker in relation to the vessel m.v. Nikolaos.</p>	<p>Acted as counsel for Pitts Tucker in the High Court of Mumbai.</p> <p>Acted as counsel for Pitts Tucker in the High Court of Mumbai.</p> <p>Acted as counsel for Pitts Tucker in the High Court of Mumbai.</p> <p>Acted as counsel for Pitts Tucker in the High Court of Mumbai.</p> <p>Acted as counsel for Pitts Tucker in the High Court of Calcutta.</p>
6.	Hewitt	<p>Appeared in the High Court on behalf of Pitts Hewitt in relation to the vessel m.v. Polymnia.</p>	<p>Acted as counsel for Hewitt in the High Court of Mumbai.</p>

Sr. No.	Represented	Project	Firm's Role
		Appeared in the High Court on behalf of Pitts Hewitt in relation to the vessel m.v. Hastings.	Acted as counsel for Hewitt in the High Court of Mumbai.
7.	Cockett	<p>Appeared in the High Court on behalf of Cockett in relation to the vessel m.v. Vachnadze.</p> <p>Appeared in the High Court on behalf of Cockett in relation to the vessel m.v. Pep-Nodric.</p>	<p>Acted as counsel for Cockett in the High Court of Mumbai.</p> <p>Acted as counsel for Cockett in the High Court of Madras.</p>
8.	Segelken	Appeared in the High Court on behalf of Segelken in relation to the vessel m.v. LBS.	Acted as counsel for Segelken in the High Court of Mumbai.
9.	Colin NG	Appeared in the High Court on behalf of Colin NG in relation to the vessel m.v. Amer Yamuna.	Acted as counsel for Colin NG in the High Court of Mumbai.

Sr. No.	Represented	Project	Firm's Role
10.	Tramp Oil	<p>Appeared in the High Court on behalf of Tramp Oil in relation to the vessel m.t. Rebecca.</p> <p>Appeared in the High Court on behalf of Tramp Oil in relation to the vessel m.v. Adjud.</p> <p>Appeared in the High Court on behalf of Tramp Oil in relation to the vessel m.v. Alka.</p>	<p>Acted as counsel for Tramp Oil in the High Court of Gujarat.</p> <p>Acted as counsel for Tramp Oil in the High Court of Madras.</p> <p>Acted as counsel for Tramp Oil in the High Court of Gujarat.</p>
11.	Dolphin	Appeared in the High Court on behalf of Dolphin in relation to the vessel m.v. Reef Star.	Acted as counsel for Dolphin in the High Court of Gujarat.
12.	Gemstar	Appeared in the High Court on behalf of Gemstar in relation to the vessel m.v. De Mayo.	Acted as counsel for Gemstar in the High Court of Mumbai.
13.	Royal Bank of Scotland	Appeared in the High Court on behalf of Royal Bank of Scotland in relation to arrest of vessel.	Acted as counsel for Royal Bank of Scotland in the High Court of Mumbai.

Sr. No.	Represented	Project	Firm's Role
14.	Society General	Appeared in the High Court on behalf of Society General in relation to release of vessel.	Acted as counsel for Society General in the High Court of Mumbai.
15.	Nova Scotia	Appeared in the High Court on behalf of Nova Scotia in relation to arrest of vessel.	Acted as counsel for Nova Scotia in the High Court of Mumbai.
16.	DBS	Appeared in the High Court on behalf of DBS in relation to arrest of vessel.	Acted as counsel for DBS in the High Court of Mumbai.
17.	Pari Banque	Appeared in the High Court on behalf of Pari Banque in relation to release of vessel.	Acted as counsel for Pari Banque in the High Court of Mumbai.
18.	Government of India	Appeared in the High Court at Calcutta.	Acted for Union of India in a suit regarding collision, which took place between Norwegian Tanker Maersk Navigator, Owner of Maersk Navigation Line and another tanker.
19.	Ince & Co., Singapore and James Mackintosh & Co. Pvt. Ltd.	Appeared in the High Court of Calcutta for the release of vessel.	Acted for filing an application for release of the said vessel which was arrested due to loss of the cargo arising out of collusion between the vessel M.V. Tirta

Sr. No.	Represented	Project	Firm's Role
	Kolkata		Mas at Malacca Starts enroute to Balawan, Malaysia.
20.	National Shipping Co. of Saudi Arabia & United Arab Shipping Company(SAG)	Appeared in the High Court of Calcutta regarding claims arising on account of loss of container due to sinking of the vessel.	Acted for National Shipping Co. of Saudi Arabia & United Arab Shipping Company(SAG) on account of claims arising from loss of containers due to sinking of the vessel.
21.	Royal Bank of Scotland	Appeared in the High Court of Calcutta regarding enforcement of the mortgage claim.	Acted on behalf of the Royal Bank of Scotland with regard to enforcement of mortgage claims.
22.	Carlton Shipping Limited, Bahamas	Appeared in the High Court of Calcutta regarding release of bunker on board the vessel.	Acted on behalf of Carlton Shipping Limited, Bahamas with regard to release of the Bunkers on board the Vessel, M.V. Corali.
23.	ABP Private Limited	Arrest the vessel M.V. OEL Enterprise V032 flying flag of Republic of Singapore	We were instructed by ABP Private Limited to arrest the vessel M.V. OEL Enterprise V032 flying flag of Republic of Singapore for damage caused to cargo of news prints on Board the Vessel.
24.	Aluminium De Greece SA by Holman Fenwick & Willan,	In the High Court at Calcutta, Aluminium De Greece SA –versus- Owner and Parties	Acted on behalf of Aluminium De Greece SA by Holman Fenwick & Willan, Solicitors, Hong Kong for filing a suit against the owners

Sr. No.	Represented	Project	Firm's Role
	Solicitors, Hong Kong	interested in the Vessel M.V. "Stella Th".	and parties interested in the vessel M.V. "Stella Th" with respect to a claim arising out of unseaworthiness of the vessel carrying the cargo and abandonment thereof by its crew.
25.	Haridas Ho & Partners, Advocates & Solicitors, Singapore to act on behalf of Kian Guan Industries Pte Ltd.	In the High Court of Calcutta : Kian Guan Industries Pte Ltd. versus The Owner and Parties interested in the Vessel M.V. "Sarah 1".	Acted on behalf of Kian Guan Industries Pte Ltd. and filed a suit against the owners of the vessel M.V. Sarah 1 on account of wrongful delivery of the goods to the notified parties without presentation of original bill of lading and without any express authority and/or consent of the plaintiff.
26.	North China shipping Holdings Co. Ltd. and Hebei Mountain Shipping Co. Ltd.	Arbitration matter	Acted for and on behalf of our client seeking Claims against Mercator Lines Ltd., for Freight and Demurrage Charges.

NON-LITIGATION			
Sr. No.	Represented	Project	Firm's Role
1.	Australia & New Zealand Banking Group as Lead Arranger	US\$ 104,320,000 Term Loan Facility to finance the construction and purchase of two vessels from Hyundai Heavy Industries Co. Ltd. by Shipping Corporation of India.	Advising on Indian law, reviewing and approving the transaction documents from Indian law perspective, creation and perfection of security over the vessels.
2	Abu Dhabi Commercial Bank	US\$ 18,000,000 Loan facility to refinance a vessel by Energy I Ltd., Bermuda, guaranteed by Essar Shipping Ltd.	Advising on the issuance of Guarantee by Essar Shipping Ltd. and reviewing the Guarantee Agreement and Manager's Undertaking Agreement and advising on the Indian law.
3.	Bank of Nova Scotia Asia Ltd, as Lead Arranger	US\$ 85,824,000 Term Loan Facility to finance the acquisition of three Aframax tankers from Hyundai Heavy Industries Co. Ltd. by Shipping Corporation of India.	Advising on Indian law, reviewing and approving the transaction documents from Indian law perspective, creation and perfection of security over the vessels.
4.	Credit Agricole Indosuez as Lender and Indosuez Asia Ship finance Services Ltd.,	US\$ 26,425,000 Loan Facility to finance the construction and acquisition of one new vessel from Hyundai Sumho Heavy	Advising on Indian law, reviewing and approving the transaction documents from Indian law perspective, creation and perfection of security over the vessel.

	Hong Kong as Agent and Security Trustees.	Industries Co. Ltd., Korea by Great Eastern Shipping Co. Ltd.	
5.	Royal Bank of Scotland	Loan Facility to finance acquisition of vessel by Great Eastern Shipping Ltd, London guaranteed by Great Eastern Shipping Co. Ltd.	Advising on the issuance of Guarantee by Great Eastern Shipping Co. Ltd. and reviewing the Guarantee Agreement and advising on the Indian law.
6.	Consortium of MISC/Essar	Time Charter for two LNG Tankers for Petronet.	Advising on various Indian Law issues.
7.	Bank of India, London Branch	US\$ 8,834,000 Loan Facility to Great Eastern Shipping Co. Ltd. for the Purchase of Platform support vessels	Advising on Indian law, reviewing and approving the transaction documents from Indian law perspective, creation and perfection of security over the vessel.
8.	Wijsmuller	Restructuring of Ship building Contract of a joint venture company in India.	Advising on Indian law requirements and compliances, drafting of relevant agreements.
9.	Nordea Bank Finland Plc.	Restructuring of the statutory mortgages over 11 vessels upon the merger / restructure of Christiania Bank.	Advising and completing the process of transfer of Indian Statutory Mortgages from Christiania Bank of Kreditaasse ASA to Nordea Bank Finland Plc over 11 vessels of Essar Shipping.

10.	Teekay	Floating Storage and Offload Facility (FSO).	Advising on the Indian law requirements.
11.	DVB Group Merchant Bank (Asia) Ltd. as agent and security trustees.	Restructuring of the ownership of the vessels through its subsidiaries by Essar Shipping Ltd.	Advising on the issuance of Guarantee by Essar Shipping Ltd. and reviewing the Guarantee Agreement and advising on the Indian law.
12.	DVB Group Merchant Bank (Asia) Ltd	US\$ 21,070, 000 Loan Facility to finance the acquisition of one new vessel by Great Eastern Shipping Co. Ltd.	Advising on Indian law, conducting legal due diligence, reviewing and approving the transaction documents from Indian law perspective, creation and perfection of security over the vessel.
13.	Bank of Nova Scotia, Singapore	US\$ 21,070, 000 Loan Facility to finance the acquisition of one new vessel by Great Eastern Shipping Co. Ltd.	Advising on Indian law, reviewing and approving the transaction documents from Indian law perspective, creation and perfection of security over the vessel.
14.	Credit Agricole Indosuez, Hongkong	US\$ 30,000,000 Loan Facility to finance the acquisition of two crude oil carrier vessels by the Great Eastern Shipping Co. Ltd.	Advising on Indian law, reviewing and approving the transaction documents from Indian law perspective, creation and perfection of security over the vessel.
15.	Bank of India, London Branch	US\$ 6,000,000 Loan facility to finance the acquisition of second-	Advising on Indian law, reviewing and approving the transaction documents from Indian law

		hand LPG Carrier by Varun Shipping Co. Ltd.	perspective, creation and perfection of security over the vessel.
16.	Bank of Nova Scotia, Singapore	US\$ 50,000,000 Loan facility to re-finance the ship m.v. "Ankleshwar" by Shipping Corporation of India.	Advising on Indian law, reviewing and approving the transaction documents from Indian law perspective, creation and perfection of security over the vessel and drafting Deed of Release of Charge.
17.	Bank of Nova Scotia, Singapore	US\$ 30,000,000 Loan facility to re-finance the ship m.v. "Pataliputra" by Shipping Corporation of India.	Advising on Indian law, reviewing and approving the transaction documents from Indian law perspective, creation and perfection of security over the vessel and drafting Deed of Release of Charge.
18.	Development Bank of Singapore Ltd.	US\$ 25,900,000 to finance the construction and acquisition of Aframax Crude Oil Tanker from Samsung Heavy Industries Co. Ltd. by Great Eastern Shipping Co. Ltd.	Advising on Indian law, reviewing and approving the transaction documents from Indian law perspective, creation and perfection of security over the vessel.
19.	Bank of India, London Branch.	US\$ 4,125,000 for purchase of ship by Binny Shipping Ltd., British Virgin Islands.	Advising on Indian law, reviewing and approving the transaction documents from Indian law perspective, creation and perfection of security over the vessel.

20.	Bank of India, London Branch.	US\$ 200,000 for working capital requirements of Binny Shipping Ltd., British Virgin Islands.	Advising on Indian law, reviewing and approving the transaction documents from Indian law perspective.
21.	Timblo Private Ltd.	US\$ 13,100,000 for purchase of vessel from Coeclerici Logistics India Ltd., Chennai.	Preparing the documents including Memorandum of Agreement between buyer and seller, creation and perfection of security over the vessel.
22.	Bank of India, London Branch	US\$ 5,000,000 Loan facility to finance the acquisition of second-hand LPG Carrier by Varun Shipping Co. Ltd.	Advising on Indian law, reviewing and approving the transaction documents from Indian law perspective, creation and perfection of security over the vessel.
23.	HSBC and Deutsche Bank	Issue by Essar Shipping Ltd. of US \$ Fixed Rate Bonds within the United States to Qualified Institutional Buyers in reliance on Rule 144A under the Securities Act and outside the United States to non US persons in reliance on Regulation S under the Securities Act.	Advising on Indian law, conducting a due diligence exercise and reviewing and approving the offer document.
24.	Jefferies & Co., Inc.	Bridge Loan of US\$315 million provided to	Advising Jefferies & Co. Inc., as the Lead Placement Agent, on

		Essar Shipping Ltd. for purchase of ships.	Indian law, conducting due diligence exercises of three Essar Group companies, reviewing and approving documents such as the facility agreement, pledge agreement, guarantee, etc.
25.	Watson Farley & Williams LLP	Loan facility of up to Twenty eight million eight hundred thousand United States Dollars (US\$28,800,000) for purchase price of the Cyprus Flag Vessel m.v. "Aeolian Spirit" (renamed m.v. "Prabhu Puni") from Bleuveil Shipping Company Limited.	Advising Royal Bank of Scotland plc on giving of Loan Facility of US\$28,800,000 to Tolani Shipping Company Limited for acquiring m.v. "Aeolian Spirit" (renamed m.v. "Prabhu Puni").
26.	Watson Farley & Williams LLP	Loan facility of up to Thirty five million United States Dollars (US\$35,000,000) for purchase price of the Cyprus Flat Vessel m.v. "Eleni" renamed as m.v. "Prabhu Das").	Advising HSH Nordbank AG on giving of Loan Facility of US\$35,000,000 to Tolani Shipping Company Limited for acquiring m.v. "Eleni " renamed as m.v. "Prabhu Das".
27.	Kluge Advokatfirma DA, Norway.	Term Loan Facility from Nordea Bank Norge ASA to Indian Chemical Tankers.	Advising Nordea Bank Norge ASA for giving term loan facility to Indian Chemical Tankers.

28.	Watson Farley & Williams LLP	Loan facility of up to Seventy million United States Dollars (US\$70,000,000) to Tolani Shipping Co. Ltd. for acquiring the Vessels M.V. Prabhu Lal and Prabhu Mihikaa.	Advising HSH Nordbank AG on giving of Loan Facility of US\$70,000,000 to Tolani Shipping Company Limited for acquiring the Vessels M.V. Prabhu Lal and Prabhu Mihikaa.
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