

Before : Sachin B. Bhansali,
Prothonotary & Senior Master
Date : 19th March, 2024

FOR HEARING AND FINAL DISPOSAL :

69 CHOL/37/2024) Mr. Vikas Kumbhar i/b. P. V. Nichani and
 in) Company, Advocate for the applicant.
 SL/12221/2021)
) P.C. : The present Chamber Order is taken out for
) setting aside Order dated 11.07.2023,
) rejecting captioned Petition under O.S.Rule
) 986 for non-compliance of office objections.
)
) Ld. Advocate for the applicant tenders
) Affidavit of Service, showing service of
) Chamber Order upon the respondents, which
) is taken on file. Despite service, none
) appeared for the respondents.
)
) Ld. Advocate for the applicant made a
) statement that valuation of the captioned Suit
) is more than Rs. 10 crores and therefore, the
) present Chamber Order is maintainable before
) this Authority. Statement is accepted.
)
) Heard ld. Advocate for the applicant. Perused
) Affidavit of the applicant. It is contended that
) the Ld. Advocate was not aware about passing
) of Conditional Order dated 11.07.2023 in the
) captioned suit, however, clerk of Ld. Advocate
) informed that office objections were complied
) with. Today, ld. Advocate for the applicant
) submits that now, he will pursue with the
) captioned suit diligently if it is restored to file.
)
) In the present matter, since none appeared for
) the respondents, contention raised in the
) Affidavit remains uncontested. Therefore, in
) the interest of justice, I am of the view that
) one opportunity is required to be given to the
) applicant to pursue with the captioned Suit.
) Hence, the present Chamber Order is granted
) as prayed and signed separately.

2 **Before : Sachin B. Bhansali,**
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contd....

CHOL/37/2024

in

SL/12221/2021

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The plaintiff to remove office objections on the Suit and get the same registered/numbered within two weeks from the date of uploading of Order, failing the Suit to stand rejected for non-compliance of O.S.Rule 986.

Date : 19.03.2024

Prothonotary and Senior Master