

Before : Sachin B. Bhansali,
Prothonotary & Senior Master
Date : 15th February, 2024

FOR HEARING AND FINAL DISPOSAL :

22 CHOL/48/2024) Mr. Vikas Kumbhar, Advocate for the
 in) applicant/org. caveator.
 IA/1967/2020)
) Ms. Vaishnavi Malusare i/b. M. P. Savla and
) Company, Advocate for the respondent/org.
) petitioner.
)
) P.C. : The present Chamber Order is taken out for
) setting aside Order dated 10.08.2023,
) rejecting captioned Interim Application under
) O.S.Rule 986 for non-compliance of office
) objections.
)
) Heard ld. Advocate for the applicant. Perused
) Affidavit of the applicant. It is contended that
) due to negligence of erstwhile Advocate, office
) objections could not be complied with, within
) stipulated period. It is further contended that
) the applicant is a senior citizen and therefore,
) he was not in a position to attend the matter
) regularly. Ld. Advocate appearing for the
) applicant submits that now, he will pursue the
) matter diligently and prays that present
) Chamber Order may be allowed.
)
) Ld. Advocate for the petitioner opposes the
) present Chamber Order on the grounds that
) captioned Application is of the year 2020 and
) due to the said Application, she could not
) pursue the main Petition. Ld Advocate further
) contends that sufficient opportunity was given
) to the applicant for removal of office
) objections, however, the applicant failed to
) remove the same and therefore, present
) Chamber Order may be rejected.
)
) Upon hearing both the ld. Advocates for the
) parties and on going through the contentions
) raised by the applicant, on oath, I am
) convinced that the applicant has made out

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contd....) case for restoration of captioned Interim
CHOL/48/2024) Application, which was taken out for
in) condonation of delay caused in filing Affidavit
IA/1967/2020) in Support of the Caveat. Hence, the present
) Chamber Order is granted as prayed.
)
)
) **The Applicant to remove office objections on**
) **the Interim Application and get the same**
) **registered and/or numbered within two weeks**
) **from the date of uploading of order, failing**
) **Interim Application to stand rejected for non-**
) **compliance of office objections under O.S.Rule**
) **986.**
)
)
) At this stage, ld. Advocate for the applicant
) seeks extension of time to remove office
) objections in the Caveat (L) No. 72/2020, in
) which captioned Interim Application No.
) 1967/2020 was taken out and same is
) restored to file by this Order.
)
)
) Perused Minutes of Order dated 01.02.2024
) passed by this Authority in CTSL/72/2020 in
) TP/1561/2018, whereby two weeks time to
) remove office objections on the caveat and get
) the same registered and/or numbered was
) granted.
)
)
) **As the present Chamber Order is allowed, the**
) **Caveator to remove office objections on the**
) **Caveat (L) No. 72/2020 and get the same**
) **registered and/or numbered within a week**
) **from the date of disposal of Interim**
) **Application no. 1967/2020, failing said Caveat**
) **to stand rejected for non-compliance of office**
) **objections under O.S.Rule 986.**

Prothonotary and Senior Master

RAJEEV
VIJAY
ACHARYA

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