

Before : Sachin B. Bhansali
Prothonotary and Senior Master

Date : 18th July, 2024

FOR HEARING AND FINAL DISPOSAL :

14. CHOL/219/2024) Mr. Rajesh Singh, Advocate for Petitioner /
IN) Applicant
ARBP(L)/13571/2023)
) Mr. Manoj Prajapati a/w. Mr. Ranjan Dwivedi,
) Advocate for Respondents
)
) P.C. : Present e-filed Chamber Order is taken out for
) restoration of the captioned Petition, which was
) rejected vide Order dated 19.03.2024 for
) non-compliance of office objections under O.S.
) Rule 986.
)
) Affidavit of Service showing service of present
) Chamber Order is already e-filed.
)
) Perused copy of e-filed Affidavit in support of the
) Chamber Order. It is stated that the present Petition
) was listed before the Hon'ble Court on various
) occasions before the conditional order dated
) 19.03.2024 came to be passed. The office objections
) were not complied with on time, as Petitioner was not
) aware about the conditional Order dated 19.03.2024
) passed by this Authority. Further, few Marathi
) documents were given for English translation, which
) were received by them on 16.04.2024 and on
) 17.04.2024 when they tried to upload the same in e-
) filing portal, the same were rejected. Hence, he
) prayed for setting aside conditional order dated
) 19.03.2024.
)
) In response, Ld. Advocate for Respondent tenders
) copy of e-filed Affidavit in Reply to the present

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) Chamber Order. Perused the same; contents of which
) are self explanatory. It is categorically stated therein
) that the Petitioner has not mentioned as to when the
) documents were given for translation. Also, there is
) no sufficient ground mentioned in the Affidavit to
) restore the present Petition to file. Hence, the present
) Chamber Order may be rejected.
)

) It is pertinent to note here that most of the objections
) raised in Affidavit in Reply are touching to the merits
) of the captioned Petition, therefore, said objections
) need not to be looked into.
)

) For the foregoing discussion and considering the
) grounds mentioned in Affidavit, I am of the view that
) although matter was rejected in view of conditional
) order dated 19.03.2024, the Petitioner tried to upload
) the translated documents on 17.04.2024. This shows
) Petitioner's bonafide intention to remove office
) objections and restore the Petition to file. Hence,
) present Chamber Order is granted as prayed.
)

) The Petitioner to remove office objections on the
) Petition and get the same numbered and/or
) registered within **two weeks** from the date of
) uploading of the order, failing the Petition to stand
) rejected for non-removal of office objections under
) O.S.Rule 986.
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