

Before : Sachin B. Bhansali,
Prothonotary & Senior Master
Date : 25th July, 2024

FOR HEARING AND FINAL DISPOSAL :

14 CHOL/272/2024) Mr. Aryaman Jagtap i/b. Solicis Lex, Advocate
in) for the applicant.
APPL/12667/2023)
)
) Ms. Sonal Awasthi a/w. Ronish Mehta i/b.
) Vinod Mistry and Company, Advocate for
) respondent nos. 1 to 4.
)
) Mr. Venkat Rao i/b. Legal Serve and
) Associates, Advocate for respondent no. 5.
)
) PC.: The present Chamber Order is taken out by
) the applicant for setting aside Order dated
) 07.02.2024, rejecting captioned Appeal for
) non-compliance of office objections.
)
) Heard ld. Advocates for the parties. Perused
) Affidavit of the applicant. It is contended that
) due to personal difficulty, office objections
) could not be complied with, within time. It is
) further contended that the applicant has a
) good case on merits, and therefore, grave
) prejudice will be caused if captioned Appeal is
) not restored to file.
)
) Ld. Advocate for respondent nos. 1 to 4
) submits for passing suitable orders.
)
) Ld. Advocate for respondent no. 5 submits that
) there is no explanation with regard to delay
) caused in filing present Chamber Order,
) however, further submits for passing suitable
) order.
)
) Considering grounds in the Affidavit, I am of
) the view that, the applicant has made out his
) case for restoration of captioned Appeal.
) Moreover, no prejudice will be caused to the
) respondents if captioned Appeal is restored to
) file as the respondents will get an opportunity
) to contest the matter on merits.

contd....
CHOL/272/2024
in
APPL/12667/2023

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) With regard to delay caused in filing present
) Chamber Order, it is stated in the Affidavit that
) Appellant was unaware about the conditional
) order dated 07.02.2024 passed in the matter
) and the present Chamber Order was taken out
) immediately upon the knowledge of passing of
) afore-said conditional Order. Hence, he has
) prayed that delay, if any, caused in filing
) present Chamber Order, may be condoned.
)
) The Appellant has explained the delay as
) afore-said and as the instant Chamber Order is
) taken out immediately upon the knowledge of
) passing of the conditional order, the delay
) caused in filing the present Chamber Order is
) condoned and the same is granted as prayed
) and signed separately.
)
) The appellant to remove office objections on
) the Appeal and get the same registered and/or
) numbered within three weeks from the date of
) uploading of order, failing Appeal to stand
) rejected for non-compliance of office
) objections under O.S.Rule 986.
)

Date : 25.07.2024

Prothonotary and Senior Master