

Before : Anil H. Laddhad,
Prothonotary & Senior Master
Date : 03rd September, 2025

FOR DIRECTION :

6	S/285/2024	)	Mr. Hardik Toshniwal i/b. MLS Vani and
	with	)	Associates, Advocate for the plaintiff.
	connected matter	)	
		)	Mr. Pratik Shah, Advocate for defendant nos. 1
		)	to 3.
		)	
		)	Mr. Darpan Jain, Advocate for defendant no. 4.
		)	
		)	Mr. Sandeep Nirban, Advocate for defendant
		)	no. 5.
		)	
		)	P.C.: Despite specific order on earlier occasion, thes
		)	applicant in Interim Application (L) No.
		)	16675/2025 failed to comply office objections.
		)	
		)	Ld. Advocate for the applicant seeks further
		)	time. Time is granted to the applicant to
		)	remove office objections of aforesaid Interim
		)	Application and get the same registered
		)	and/or numbered within two weeks subject to
		)	payment of cost of Rs. 5,000/- to The High
		)	Court Employees Medical Welfare Fund at
		)	Mumbai' – Bank of India, Mumbai (Main)
		)	Branch, Account No. 000120110001337, IFSC
		)	CODE : BKID0000001 within three working
		)	days , failing Application to stand rejected for
		)	non-removal of office objections under O.S.
		)	Rule 986.
		)	
		)	As per Affidavit of Service dated 02.08.2025,
		)	filed on 26.08.2025, defendant nos. 1 to 3
		)	were served with Writ of Summons on
		)	12.12.2024 and defendant no. 4 has
		)	unclaimed service. Defendant nos. 1 to 3
		)	failed to written statement within statutory
		)	period. Hence, Suit against defendant nos. 1
		)	to 3 is transferred to the list of Undefended
		)	Suits.

contd....)
S/285/2024)
with)
connected matter)

Today, Ld. Advocate for defendant no. 4 made a statement that his reply to Interim Application be considered as Written Statement.

As per Order dated 03.02.2025, defendant no. 4 was represented by Advocate namely Darpan Jain. As per Affidavit of Service, date of service upon defendant no. 4 is 16.12.2024. Hence, it appears that defendant no. 4 failed to file written statement within statutory period. Hence, suit against **defendant no. 4** is transferred to the list of **Undefended Suits**.

Remove from board.

The applicant in Interim Application (L) No. 23273/2025 to remove office objections of Interim Application and get the same registered and/or numbered within two weeks from today, failing Application to stand rejected for non-removal of office objections under O.S. Rule 986.

Date : 03.09.2025

Prothonotary and Senior Master

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