

Before : Anil H. Laddhad,
Prothonotary & Senior Master
Date : 24th March, 2025

FOR HEARING AND FINAL DISPOSAL :

26	CHOL/56/2025	)	Mr. Shezaad Shaikh i/b. Saahil Yunus Memon,
	in	)	Advocate for the applicant.
	TPL/13306/2022	)	
		)	P.C.: The present Chamber Order is e-filed by the
		)	applicant for setting aside Order dated
		)	27.03.2024, rejecting captioned Petition under
		)	O.S.Rule 986 for non-compliance of office
		)	objections.
		)	
		)	Ld. Advocate for the applicant tenders
		)	Additional Affidavit in Support, explaining
		)	delay caused in filing present Chamber Order,
		)	which is taken on file.
		)	
		)	Heard ld. Advocate for the applicant. Perused
		)	Affidavit and Additional Affidavit in Support,
		)	contents of which are self-explanatory. It is
		)	contended in Affidavit that the applicant has
		)	collected documents from Executors, who are
		)	either super senior citizen and/or living
		)	outside India, which took some time. So also,
		)	it is contended in Additional Affidavit that at
		)	the relevant time, applicant was traveling out
		)	of India, the original Affidavit notarized in the
		)	United States of America, was delivered to
		)	Advocate in August 2024, however, in the
		)	meantime, for all above reasons, delay of 144
		)	days caused in filing Chamber Order, which
		)	was unintentional.
		)	
		)	Considering cogent reasons put-forth on oath,
		)	and captioned Petition, being Testamentary
		)	Petition, I am of the view that in the interest of
		)	justice, one opportunity needs to be given to
		)	the applicant, so that, he can pursue with the
		)	captioned Petition diligently. Hence, the
		)	present Chamber Order is granted as prayed.

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contd....)
 CHOL/56/2025)
 in)
 TPL/13306/2022)
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The petitioner to remove office objections on the Petition and get the same registered and/or numbered within four weeks from the date of uploading of Order, failing Petition to stand rejected for non-compliance of office objections under O.S.Rule 986.

Date : 24.03.2025

Prothonotary and Senior Master

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VIJAY
ACHARYA
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signed by
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Date:
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