

Before : Anil H. Laddhad,
Prothonotary & Senior Master
Date : 16th July, 2025

FOR HEARING AND FINAL DISPOSAL :

39 CHOL/265/2025) Mr. Kharwar Ashok Kumar, Advocate for the
 in) applicant.
 CTSL/37199/2024)
) P.C.: The present Chamber Order is e-filed by the
) applicant for setting aside Order dated
) 05.02.2025, rejecting captioned Caveat under
) O.S.Rule 986 for non-compliance of office
) objections.
)
) Ld. Advocate for the applicant submits that
) respondent/petitioner has been served as per
) e-filed Affidavit of Service, however, none
) appeared for and on behalf of the petitioner.
)
) Heard Ld. Advocate for the applicant. Perused
) Affidavit in Support, contents of which are
) self-explanatory. It is contended that on
) 05.02.2025, ld. Advocate was out of Mumbai
) and clerk of Advocate failed to inform about
) listing of the matter, therefore, Advocate could
) not remain present on that date. It is further
) contended that office objection with regard to
) court fees, is already complied with and
) another objection with regard to mentioning
) of O.S. Registration number, will be complied
) with. It is further contended that as Advocate
) was not aware about listing of the matter,
) delay of 33 days caused in filing present
) Chamber Order, which was not intentional.
) Accordingly, it is prayed that captioned Caveat
) may be restored to its original file.
)
) Contentions raised in Affidavit, remain
) uncontested for want of appearance on the
) part of petitioner. So also, grounds raised
) appear to be bonafide and substantial justice
) cannot be denied on technical grounds. In my
) view, the applicant has made out a case for
) restoration of captioned Caveat. Hence, delay
) of 33 days caused in filing present Chamber

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contd....	)	Order is condoned and the present Chamber
CHOL/265/2025	)	Order is granted as prayed.
in	)	
CTSL/37199/2024	)	The caveator to remove office objections on
	)	the Caveat and get the same registered and/or
	)	numbered within two weeks from the date of
	)	uploading of order, failing Caveat to stand
	)	rejected for non-compliance of office
	)	objections under O.S.Rule 986.
	)	

Date : 16.07.2025

Prothonotary and Senior Master

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signed by
RAJEEV VIJAY
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