

Before : Anil H. Laddhad
Prothonotary and Senior Master

Date : 9th July, 2025

FOR HEARING AND FINAL DISPOSAL :

43. CHOL/300/2025) Mr. Rajkumar Kharwar, Advocate for Applicant
IN)
TP(L)/25003/2021) P.C. : The present Chamber Order is taken out by
) the Applicant for setting aside Order dated
) 20.07.2023, rejecting captioned Petition under O.S.
) Rule 986 for non-compliance of office objections.
)
) Heard Ld. Advocate for the Applicant. Perused
) Affidavit of the Applicant. It is contended therein
) due to personal difficulty and health issues of his
) Advocate, and as he could not arrange money for
) the court fees within time, the Testamentary
) Petition got rejected for non-compliance of office
) objections. He, thereafter, took out Chamber Order
) No. 377 of 2024 for restoration of the Petition.
) However, as he had gone to native place with his
) mother (Petitioner No. 1) who had fallen sick
) during that period, Applicant again could not
) arrange money for court fees. The Applicant, ahas
) prayed to grant present Chamber Order.
)
) It is averred in Affidavit in support of Chamber
) Order that the Applicant is a senior citizen and he
) has explained delay of 79 days caused in filing
) Chamber Order.
)
) Ld. Advocate for the Applicant submits that he will
) pursue the captioned Petition diligently and
) therefore, prays that delay caused in filing present
) Chamber Order may be condoned and Chamber
) Order may be allowed.
)
) Hence, considering grounds mentioned in the

.... Continued

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-) Affidavit and submissions made by Ld. Advocate, I
-) am of the view that the Applicant has made out a
-) case for restoration of captioned Petition. In view
-) thereof, present Chamber Order is granted as
-) prayed.
-)
-) 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.

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