

Before : Anil H. Laddhad,
Prothonotary & Senior Master
Date : 31st July, 2025

FOR HEARING AND FINAL DISPOSAL :

30	CHOL/343/2025	)	Mr. Ashish Dubey, Advocate for the applicant.
	in	)	
	TPL/4691/2021	)	P.C.: The present Chamber Order is e-filed by the
		)	applicant for setting aside Order dated
		)	15.06.2023, rejecting captioned Petition under
		)	O.S.Rule 986 for non-removal of office
		)	objections.
		)	
		)	Heard Id. Advocate for the applicant. Perused
		)	Affidavit in Support, contents of which are
		)	self-explanatory. It is contended that
		)	captioned Petition was filed for Letters of
		)	Administration with Will annexed, however, it
		)	was required to be filed for Probate since it
		)	was found that the testator had not directly
		)	appointed the executors but given to duty in
		)	said Will as well as treated as tenor of
		)	executors the said Will. It is further contended
		)	that after discussion of Will, now the
		)	petitioners are ready to proceed in the matter.
		)	It is further contended that discussion between
		)	petitioners took considerable time, due to
		)	which delay of 592 days caused in filing
		)	present Chamber Order, which was
		)	unintentional. It is further contended that
		)	captioned Petition is uncontested. Therefore,
		)	it is prayed that captioned Petition may be
		)	restored to file by condoning aforesaid delay
		)	otherwise, grave prejudice will be caused to
		)	the applicant.
		)	
		)	Considering reasons as stated above on oath;
		)	and captioned Petition, being uncontested
		)	Testamentary Petition, I of the view that the
		)	applicant should get one opportunity to pursue
		)	with the captioned Petition. Hence, in the
		)	interest of justice delay of 592 days caused in
		)	filing present Chamber Order is condoned and
		)	present Chamber Order is granted as prayed.

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contd....	)	By way of last chance, the petitioner to remove
CHOL/343/2025	)	office objections on the Petition and get the
in	)	same registered and/or numbered within six
TPL/4691/2021	)	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 : 31.07.2025

Prothonotary and Senior Master

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