

Before : Anil H. Laddhad,
Prothonotary & Senior Master
Date : 28th July, 2025

FOR HEARING AND FINAL DISPOSAL :

16	CHOL/352/2025	)	Ms. Aanchal Vyas i/b. Dharan Gandhi,
	in	)	Advocate for the applicant.
	WPL/14395/2023	)	
		)	P.C.: The present Chamber Order is taken out by
		)	the applicant for setting aside Order dated
		)	25.03.2025, rejecting captioned Petition under
		)	O.S.Rule 986 for non-removal of office
		)	objections.
		)	
		)	Ld. Advocate for the applicant submits that
		)	respondents were served with the Chamber
		)	Order as per Affidavit of Service dated
		)	24.07.2025, filed on record. Despite service,
		)	none appeared for the respondents.
		)	
		)	Heard ld. Advocate for the applicant. Perused
		)	Affidavit in Support, contents of which are
		)	self-explanatory. It is contended that office
		)	objections were removed and compliance
		)	letter was also given. It is also contended that
		)	due to technical error captioned Petition might
		)	have been dismissed. Further, it is contended
		)	that the petitioner was out of station,
		)	therefore, delay of 36 days caused in filing
		)	present Chamber Order, which may be
		)	condoned and captioned Petition may be
		)	restored to file.
		)	
		)	Considering grounds mentioned on oath, I am
		)	of the view that the applicant had made an
		)	attempts to remove office objections.
		)	Therefore, substantial justice cannot be denied
		)	on technical grounds. The respondents choose
		)	to remain absent despite service. No prejudice
		)	would cause to the respondents if captioned
		)	Petition is restored to file since they would get
		)	opportunity to contest the Petition on its own
		)	merits. However, it would be just and proper
		)	to impose some cost on the applicant so that
		)	the applicant would be more diligent in

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contd....	)	pursuing captioned Petition. Hence, in the
CHOL/352/2025	)	interest of justice, delay of 36 days caused in
in	)	filing present Chamber Order is condoned and
WPL/14395/2023	)	present Chamber Order is granted as prayed
	)	subject to payment of cost of Rs. 2,500/- ‘The
	)	High Court Employees Medical Welfare Fund
	)	at Mumbai’ – Bank of India, Mumbai (Main)
	)	Branch, Account No. 000120110001337, IFSC
	)	CODE : BKID0000001. Chamber Order is
	)	signed separately.
	)	
	)	The petitioner to remove office objections on
	)	the Petition and get the same registered
	)	and/or numbered within two weeks from the
	)	date of payment of cost, failing Petition to
	)	stand rejected for non-compliance of office
	)	objections under O.S.Rule 986.

Date : 28.07.2025

Prothonotary and Senior Master

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