

Before : Anil H. Laddhad
Prothonotary and Senior Master

Date : 17th October, 2025

FOR DIRECTIONS :-

26. CHOL/491/2025
IN
S(L)/15307/2025

) Soyal Khan i/b. Inderpal Singh, Advocate for
) Applicant
) Heet Vacchani, Advocate for Defendant No. 5
)

) P.C. : The present Chamber Order is taken out by
) the Applicant for restoring the captioned Suit
) which was rejected vide Order dated 06.08.2025
) under O.S.Rule 986 for non-compliance of office
) objections.
)

) Heard Ld. Advocate for the Applicant. Perused
) Chamber Order and Affidavit in support of the
) Chamber Order. It is contended therein that vide
) conditional Order dated 06.08.2025, Applicant
) was directed to remove office objections within
) four weeks. However, due to unavoidable
) circumstances, office objections could not be
) removed within time and matter got rejected.
)

) Ld. Advocate for the Applicant submits that Suit is
) of vital significance not only for Plaintiff Trust but
) also for its beneficiaries as a centre of religious,
) spiritual and social welfare activities and the
) community will suffer grave loss if Suit is not
) allowed to restore. Therefore, Ld. Advocate prays
) that present Chamber Order may be allowed.
)

) In view of above, I am of the view that the
) Applicant has made out a case for restoration of
) captioned Suit.
)

) In view thereof, the present Chamber Order is
) granted as prayed subject to payment of cost of
) Rs. 5,000/- to 'The High Court Employees
) Medical Welfare Fund at Mumbai' - Bank
) of India Mumbai (Main) Branch, Account No.
) 000120110001337, IFSC Code : BKID0000001,
)

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Prothonotary and Senior Master

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-) to be paid on or before 28.10.2025. Chamber
-) Order signed separately.
-)
-) **Upon payment of cost**, the Plaintiff to remove
-) office objections on the Suit and get the same
-) registered and/or numbered **on or before**
-) **11.11.2025**, failing the Suit to stand rejected for
-) non-compliance of office objections under
-) O.S.Rule 986.
-)
-) After the Suit is numbered, Plaintiff to take steps
-) to serve Defendants with Writ of Summons and
-) file Affidavit of service to that effect on or before
-) next date, failing Suit against Defendants will be
-) dismissed for non-compliance of O.S. Rule 87.
-) Office to issue fresh Writ of Summons. Plaintiff to
-) comply with directions issued vide Practice Note
-) No. 60-A. Liberty is granted to the Plaintiff to
-) serve Defendants by all modes of service including
-) service upon Advocate for Defendants.
-)
-) **Suit is adjourned to 16.01.2026.**
-)

Date : 17.10.2025

Prothonotary & Senior Master