

Before : Anil H. Laddhad
Prothonotary and Senior Master

Date : 1st December, 2025

FOR HEARING AND FINAL DISPOSAL :

12. CHOL/548/2025	)	Ms. Fatema Kothari i/b. M/s. Vidhii Partners,
IN	)	Advocate for Applicant
S(L)/27018/2024	)	Mr. Shashank Borade, Advocate for Defendant
	)	No. 1
	)	Ms. Kathleen Lobi i/b. M/s. Wadia Ghandy & Co.,
	)	Advocate for Defendant No. 2
	)	PC. : The present Chamber Order is taken out by
	)	the Applicant for setting aside Order dated
	)	03.04.2025, rejecting captioned Suit under
	)	O.S.Rule 986 for non-compliance of office
	)	objections.
	)	Ld. Advocate for Defendant Nos. 1 filed Reply to
	)	the Chamber Order. The same is taken on record.
	)	Ld. Advocate for Defendant No. 2 also filed Reply
	)	to the present Chamber Order. The same are
	)	taken on record. Ld. Advocate for Defendant No.
	)	2 submits that the said Reply may be considered
	)	as argument.
	)	Heard Ld. Advocate for the Applicant. Perused
	)	Affidavit in Support to the Chamber Order. It is
	)	contended that due to maternity leave of erstwhile
	)	Advocate, Applicant could not obtain NOC and
	)	hence, the present Advocate did not have
	)	complete papers and proceedings of the matter
	)	due to which, office objections could not be
	)	complied within time and the captioned Suit got
	)	rejected.
	)	Ld. Advocate for the Applicant submits that she
	)	will pursue with the captioned matter diligently if

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: 2 :

-) it is restored to file, hence, present Chamber Order
-) be granted by condoning delay of 115 days.
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-) Considering reasons, as above, one opportunity is
-) required to be given to the Applicant to pursue
-) with the captioned matter.
-)
-) In view thereof, present Chamber Order is
-) granted, as prayed, by condoning delay of 115
-) days, upon payment of **cost of Rs. 5,000/- each** to
-) Defendant No. 1 and Defendant No. 2 be paid
-) **within three working days** from the date of
-) uploading of this order. The Chamber Order is
-) signed separately.
-)
-) Upon payment of cost as mentioned above, the
-) Applicant to remove office objections on the Suit
-) and get the same registered and/or numbered
-) **within two weeks** from the date of payment of
-) cost, failing the Suit to stand rejected for non-
-) compliance of office objections under O.S.Rule
-) 986.

Date : 01.12.2025

Prothonotary & Senior Master