

Before : Anil H. Laddhad,
Prothonotary & Senior Master
Date : 18th December, 2025

FOR HEARING AND FINAL DISPOSAL :

10 CHOL/676/2025) Mr. Suvaankoor Das, Advocate for the
 in) applicant.
 EXAL/16814/2025)
) Mr. Bhumanyu Champawat i/b. P.S.Chambers,
) Advocate for respondent.
)
) P.C.: The present Chamber Order is filed by the
) applicant for setting aside Order dated
) 11.09.2025, rejecting captioned Execution
) Application under O.S.Rule 986 for non-
) compliance of office objections.
)
) Ld. Advocate for the applicant made a
) statement that respondent was served with the
) Chamber Order and Affidavit of Service dated
) 17.12.2025 to that effect is filed on record on
) 17.12.2025. Statement is accepted.
)
) Heard ld. Advocate for the applicant. Perused
) Affidavit in Support contents of which are self-
) explanatory. It is contended that Advocate on
) record was not aware about Conditional Order
) passed in the matter due to which office
) objections could not be removed within given
) time. So also, for the same reasons, delay of
) 45 days caused in filing present Chamber
) Order, which was not intentional. Hence, it is
) prayed that captioned Execution Application
) may be restored to file by condoning delay.
)
) Ld. Advocate for the respondent objected the
) present Chamber Order.
)
) Considering grounds raised in Affidavit, I am
) of the view that the applicant should not suffer
) for the fault of Advocate and therefore, he
) should get one opportunity to pursue with the
) matter. Moreover, no prejudice would cause
) the respondent since they can contest
) Application on its own merits. However, it

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contd....) would be just and proper to impose certain
CHOL/676/2025) cost on the applicant so that he would be more
in) diligent in pursuing captioned Application.
EXAL/16814/2025) Hence, in the interest of justice 45 days delay
) caused in lodging present Chamber Order is
) condoned and present Chamber Order is
) granted as prayed subject to payment of cost
) of Rs. 2,500/-, to be paid to the respondent.
) Accordingly, Chamber Order is signed
) separately.
)
)
) Upon payment of cost, captioned Execution
) Application be restored to file and the
) applicant to remove office objections of
) Application and get the same registered
) and/or numbered by **filing/uploading**
) **compliance praecipe** within **two** weeks from
) the date of payment of cost, failing Application
) to stand rejected for non-compliance of office
) objections under O.S.Rule 986.

Date : 18.12.2025

Prothonotary and Senior Master

RAJEEV
VIJAY
ACHARYA

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signed by
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2025.12.18
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