

ORDER SHEET
IN THE HIGH COURT OF SINDH, CIRCUIT COURT, HYDERABAD

1st Appeal No.16 of 2025

DATE	ORDER WITH SIGNATURE OF JUDGE
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- 1. For orders on CMA 338/2025
- 2. For orders on CMA 339/2025
- 3. For orders on CMA 340/2025
- 4. For hearing of main case

31.01.2025

Mr. Shoukat Ali Kaka Advocate for Appellant.

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- 1. Urgent application is granted.
- 2. Granted subject to all just exceptions.
- 3&4. Mr. Shoukat Ali Kaka learned Counsel for the Appellant pleads that the cheque which is the subject matter of the case was issued by the appellant as security, with respect to certain business transaction pertaining to his son and that there was no direct transaction between the appellant and the Respondent. He further states that based upon such facts, Leave to defend was granted to the appellant vide Order dated 19.12.2024, however, due to a short delay of a few days in furnishing security, the appellant was non-suited vide the Judgment impugned. He further states that he is ready to provide surety and proceed with the case on merits.

Point raised requires consideration. Issue notice to Respondent. In the meanwhile, operation of the impugned Judgment is hereby suspended and appellant is directed to furnish surety for a sum of Rs.28,00,000/- within 15 days to the satisfaction of Additional Registrar of this Court.

J U D G E