

ORDER SHEET  
IN THE HIGH COURT OF SINDH AT KARACHI

**R.A No.112 / 2005**

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Date Order with signature of Judge  
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1. For orders on CMA No.3595/2007
2. For hearing of Main Case

**18.08.2016**

Mr. Latif-ur-Rehman, advocate for Applicant.  
Mr. Arshad Iqbal, advocate for the Respondent.

. . . . .

Learned counsel for the respondent states at bar that this revision has become infructuous as after remand suit has been decreed. This revision was directed against the remand order; therefore, it has become infructuous. Revision stands disposed of.

JUDGE

SM

This revision is arising out of the judgment passed by IInd Addl. District & Sessions Judge in Civil Misc. Application No.24/2003, whereby an application under Order IX Rule 9 CPC was allowed and the judgment of the Court of IInd Sr. Civil Judge (East) Karachi in J.M No.4/2001 (Suit No.228/1991) was set aside. Consequently application under Order 12(2) CPC filed by the Respondent was restored.

Briefly stated the restored application under Order 12(2) CPC in J.M No.4/2001 was filed by the Respondent No.1 challenging the judgment and decree in civil suit No.232/1991 passed by this Court by judgment dated 25.1.1994. Suit No.232/1991 for recovery of Rs.418529/- after several years sometime in 2001.