

ORDER SHEET
IN THE HIGH COURT OF SINDH, KARACHI
Suit No. 2334 of 2015

Date	Order with signature of Judge
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For order on CMA No.8793/2017

30.05.2017

Mr. Asim Aziz Khan advocate for the plaintiff
Farhan Ayub, defendant No.1 is present

Urgent application has been filed by the learned counsel for the plaintiff which is granted. He further requests that CMA No.8431/2017 is pending in which a request has been made that since the plaintiff and defendant No.1 have already resolved their dispute in Suit No.446/2012 by way of compromise which was pending before the learned Vth Senior Civil Judge, East, Karachi, therefore, this matter may be disposed of in the same terms. He requests that CMA No.8431/2017 may be taken up for hearing today as defendant No.1 is also present in court. Along with this application, learned counsel for the plaintiff attached the copy of compromise application filed in the Civil Court along with order passed thereon. The counter affidavit of defendant No.1 is also available on record in which he clearly stated in paragraph No.2 that the dispute between the plaintiff and defendant No.1 has been resolved in relation to plot No. 144, Block 7 and 8, C.P. Berar Cooperative Housing Society Limited, Karachi and he has also given the reference of civil suit disposed of by the

learned Vth Senior Civil Judge, East, Karachi. The defendant No.1 has also clearly stated the he has no objection if the suit is disposed of in terms of compromise order passed by the learned Civil Court. Since the matter has already been resolved between the plaintiff and defendant No.1, therefore, suit is disposed of. As far as defendant No.2 and 3 are concerned, the suit is dismissed against them.

JUDGE

Aadil Arab