

ORDER SHEET
IN THE HIGH COURT OF SINDH, KARACHI
Suit No.2334 of 2017

Date

Order with signature of Judge

1.For hearing of CMA No.15412/2017.

14.11.2017

Mr. Ali Almani, Advocate for the Plaintiff.
Mr. Ghulam Murtaza Korai, Law Officer, SRB.
Ms. Saima Imdad A.A.G. a/w Ms. Farkhanda Mangi,
State Counsel.

It is an admitted fact that the appeal before the Appellate Tribunal, SRB is pending but the learned counsel claims that despite filing stay application it could not be fixed for hearing. On the contrary, Mr. Ghulam Murtaza Korai, Law Officer, SRB submits that the plaintiff is not appearing before the Appellate Tribunal, SRB on which the learned counsel for the plaintiff submits that the matter is already fixed on 29.11.2017 and they will appear before the Tribunal for hearing. He further submits that till such time appeal is pending, the defendant Nos.2, 4 and 5 may be restrained not to take any coercive action against the plaintiff. The Law Officer, SRB opposed the stay application as well as the suit on the ground of maintainability. The suit is disposed of alongwith pending application with the order that during pendency of the appeal the defendant Nos.2, 4 and 5 shall not take any coercive action against the plaintiff. The learned Appellate Tribunal, SRB may decide the appeal preferably within one month. In case of any adverse decision against the plaintiff, they will have seven days' time to seek appropriate remedy in accordance with law.

Judge

Asif