

ORDER SHEET
IN THE HIGH COURT OF SINDH, KARACHI
Suit No. 1596 of 2013

Date	Order with signature of Judge
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- 1.For hearing of CMA No.4388/2014
- 2.For hearing of CMA No.3691/2014
- 3.For hearing of CMA No.3282/2014
- 4.For hearing of CMA No.3283/2014

03.04.2017

Mr. Muhammad Arif advocate for the plaintiff
Mr. Sohail Muzaffar advocate for the defendant No.1
Agha Zafar advocate for the defendant No.4

Muhammad Ali Mazhar, J: In this suit, four miscellaneous applications are pending since 2014. Learned counsel for the plaintiff does not press CMA No.4388 of 2014. One more application CMA No.3691 of 2014 has also been moved by the counsel for the plaintiff on the premise that defendant No. 1 to 3 and 5 to 7 have failed to file their written statements, therefore, judgment may be announced against them. He also does not press this application. Both applications are dismissed as not pressed.

CMA No.3282 of 2014 has been filed by the defendant No.4 in which it is stated that the survey of plaint does not show any cause of action or relief against the KPT and this defendant has been unnecessarily impleaded in the suit, therefore, he prays that name of KPT may be strikeout. Learned counsel for the plaintiff admits that no relief has been claimed against the KPT in this suit, therefore, he has no

objection to this application. The application is allowed. The name of KPT is strikeout. Learned counsel for the plaintiff may file the amended title within a week.

CMA No. 3283 of 2014 has been filed by the defendant No.6 but their counsel is called absent nor any intimation is received. This application is also pending since 2014 without any progress which is dismissed for non prosecution.

Office is directed to check how many defendants have filed their written statements and if any defendant is still avoiding to file written statement without any just cause or extension of time the office will act strictly in accordance with law and the matter may be fixed in court for further orders.

JUDGE

Aadil Arab