

ORDER SHEET
HIGH COURT OF SINDH AT KARACHI

Suit No.905 of 2016

DATE ORDER WITH SIGNATURE(S) OF JUDGE(S)

**Present:-
Mr.Justice Muhammad Ali Mazhar.**

Behrish Khan.....Plaintiff.

Versus

**The First Micro Finance Bank Ltd.
& others.....,Defendants**

For orders on CMA No.5218/2017

03-04-2017

Mr.Samsan Ali Khan, Advocate for the Plaintiff.
Mr.Khaleeq Ahmed, Advocate for the defendants.

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Muhammad Ali Mazhar,J: The learned counsel for the plaintiff has moved this urgent application, while the learned counsel for the defendants is also present.

2. The order dated 16.3.2017 shows that the counsel for the plaintiff had foregone relief of declaration and reinstatement and agreed to confine the parameters of the case to the claim of damages in the sum of Rupee 5 million, which relief is below the pecuniary jurisdiction of this court. Learned counsel for the defendant No.1 filed CMA No.16585/2016 under Order 7 Rule 10 CPC read with Section 151 CPC and prays that since the relief claimed is below the pecuniary jurisdiction of this court, therefore, the plaint may be returned to the plaintiff for filing the same in the appropriate jurisdiction. Learned counsel for the plaintiff

does not want to oppose this application and requests that the plaint may be returned back to the plaintiff, so that he may file the same in the appropriate jurisdiction.

3. By consent this application is allowed. Office is directed to return the plaint to the plaintiff and retain the photocopy of the same for their record. All pending applications are also disposed of.

Judge