

**ORDER SHEET  
HIGH COURT OF SINDH, KARACHI**

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**Suit No. 804 of 2017**

<b>Date</b>	<b>Order with signature of Judge</b>
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For hearing of C.M.A No. 5013 of 2017.

Seventh Sky Entertainment .....Plaintiff

Versus

Province of Sindh & others .....Defendants

**Date of hearing 05.04.2017**

Mr. Arshad Tayyebaly advocate for the plaintiff

Mr. Anwar Subhani, State Counsel

Syed Zain-ul-Abdin Shah, Deputy Commissioner (Legal),  
Sindh Revenue Board.

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**Muhammad Ali Mazhar, J:** The plaintiff is aggrieved by the order in original No. 62/2017 passed by the defendant No.3 on 17.03.2017. The plaintiff in paragraph No.21 of the plaint also pointed out that the available remedy has already been exhausted and appeal has been filed against the impugned order which is pending before the defendant No.4. The application for suspending the impugned demand/demand notice was filed but no order was passed on it, therefore, plaintiff had no other alternate remedy except to invoke the jurisdiction of this court.

2. Today Syed Zain-ul-Abideen, Deputy Commissioner (Legal) Sindh Revenue Board is present and he admits that the plaintiff has filed appeal and the next date is 18.04.2017. He undertakes that till the order passed on the appeal by the defendant No.4 no coercive action shall be taken against the plaintiff.

3. Learned counsel for the plaintiff at this juncture requests that after disposing of appeal if any adverse order is passed against the plaintiff at least seven days time may be allowed to file appeal in the Appellate Tribunal, S.R.B which is an independent forum. The Deputy Commissioner (Legal) S.R.B. agrees to this request also and he submits that if any adverse order is passed against the plaintiff in appeal they will be allowed seven days time to file appeal before the Tribunal. By consent, this suit is disposed of along with pending application in the above terms.

JUDGE

Aadil Arab