

ORDER SHEET
IN THE HIGH COURT OF SINDH, KARACHI
Suit No.467 of 2015

Date

Order with signature of Judge

- 1.For orders on CMA No.5264/2017.
- 2.For orders on CMA No.5265/2017.

12.04.2017

Syed Anayat Hussain Shah Bukhari,
Advocate a/w the Plaintiff Abdul Qadir.
Sardar Sher Afzal, Advocate for the Defendant
a/w Bashir son of Akbar Ali, Attorney of the Defendant.

-
1. Urgency granted.
 2. This is a suit for specific performance of contract, declaration, possession and permanent injunction. In fact the plaintiff had approached this court for specific performance of agreement dated 19.12.2014 whereby the defendant had agreed to sell out Apartment No.4-B-3, West Open, measuring 1800 sq. ft., 4th Floor, in the project known as Corniche Residence, situated in Block-2, Clifton, Karachi. During pendency, the parties have filed an application under Order 23 Rule 3 CPC (CMA No.5265/2017) whereby they have agreed that the sale agreement dated 19.12.2014 now stands cancelled and they have resolved the dispute amicably. The plaintiff is present while the defendant is being represented by her attorney Bashir son of Akbar Ali. The copy of Special Power of Attorney is attached with the application and in paragraph (4) of the Special Power of Attorney the powers have been given for compromise with reference to the present suit. I have also seen the original Special Power of Attorney and returned it to the attorney. Since both the parties have resolved the dispute amicably, therefore, the suit is disposed of in terms of the compromise. All pending applications are also disposed of.

Judge

Asif