

ORDER SHEET
HIGH COURT OF SINDH AT KARACHI

Suit No.880 of 2011

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

- 1.For hearing of CMA No.7402/2011
- 2.For examination of parties/settlement of issues.

24-04-2017

Mr.Naveed Ahmed, Advocate for the Defendant No.3.

None present for the plaintiff nor any intimation is received.

On 20.6.2011 the matter was fixed for orders on injunction application when the defendant No.3 was restrained to release the mobilization advance bond to the defendants, whereafter it is noted from the diary sheet that the case was fixed on 16.3.2015, however, the matter was adjourned due to non-presence of the plaintiff's counsel. On 18.5.2015 he was again called absent, but in the interest of justice the matter was adjourned with caution. Then again the matter was fixed on 5.10.2015 but the position remained same, however, on 2.11.2015 keeping in view the same position the interim orders were recalled. The track record of the plaintiff do show that the plaintiff is not interested to proceed the matter and avoiding their presence.

Today, the matter is fixed for hearing of injunction application and examination of parties/settlement of issues. It is a date of hearing not only for interlocutory application but the main suit also. Since the plaintiff's counsel is continuously being called absent, therefore, the suit is dismissed along with injunction application.

Judge