

ORDER SHEET

IN THE HIGH COURT OF SINDH, KARACHI

Suit No.2192 of 2017

Date

Order with signature of Judge

- 1.For hearing of CMA No.6245/2018
- 2.For hearing of CMA No.1622/2018
- 3.For hearing of CMA No.14204/2017

26-04-2018

Mr.Mujtaba Sohail Raja, Advocate for the Plaintiff.
Plaintiff/legal heir Muhammad Haroon is present with other legal heirs Mst.Ruqia Bibi, Waqas Ahmed, Muhammad Ishtiaq, Kiran Mushtaq and Salman Khan.
Mr.Abdul Baqi Lone, Advocate for the Defendant No.1
Mr.Nabeel Kolachi, Advocate for Defendant No.2
Representative of defendant No.1 Faiq Ali Khan, Manager Operations, (Lucky Cement Limited)
Defendant No.2 Fida Muhammad is also present

This is a suit for recovery of Rs.110,075,624/- under the provisions Fatal Accidents Act, 1855. The suit was filed by Muhammad Haroon son of Mushtaq Ahmed but in paragraph No.2 he has mentioned the names of 06 more legal heirs including him. On the last date the plaintiff applied for the withdrawal of this suit, but the court on its own motion deem it proper to call all the legal heirs for verification whether they are aware to this withdrawal application or not? On notice Mst.Ruqia Bibi, Waqas Ahmed, Muhammad Ishtiaq, Kiran Mushtaq and Salman Khan are present they submit that the plaintiff Muhammad Haroon filed this case with their consent and also filed the withdrawal application with their consent. They further submit that they have settled the matter with the defendants, but they do not want to disclose the terms

and conditions of settlement, however, they are satisfied and they want to withdraw the suit.

Representative of defendant No.1 Faiq Ali Khan, Manager Operations, Lucky Cement Limited and Defendant No.2 Fida Muhammad are present in court and they confirm that the matter has been settled amicably between the parties and legal heirs of deceased Head Constable Mushtaq Ahmed.

In view of the above the suit is disposed accordingly along with pending applications.

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Judge