

ORDER SHEET

IN THE HIGH COURT OF SINDH, KARACHI

Suit No.44 of 2003

Date	Order with signature of Judge
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1.For orders on CMA No.6871/2018.

2.For orders on CMA No.6872/2018.

02.05.2018

Mr. Fasih-uz-Zaman Abbasi, Advocate a/w the
Plaintiff Mushtaq Ahmed Shaikh.

Mr. Adnan Zafar Ahmed, Advocate for
Defendant Nos.1(i), (ii) & (iii).

Def. No.1(i) Mrs. Dilshad Shabbir Shaikh present.

Def. No.1(ii) Zia Shabbir Shaikh present.

Viqar Siddiqui, Attorney of Def. No.1(iii) present.

1. Urgent application filed by the plaintiff is granted.

2. The plaintiff Mushtaq Ahmed Shaikh is present with his counsel. The defendant No.1(i) and (ii) Mrs. Dilshad Shabbir Shaikh and Zia Shabbir Shaikh both are present, whereas the defendant No.1(iii) Kashif Shabbir Shaikh is being represented by his attorney Viqar Siddiqui son of Khuwaja Habibuddin Siddiqui who is also present. This is a suit for declaration, cancellation and mandatory injunctions. During pendency, the plaintiff and defendant Nos.1(i) to (iii) have resolved the dispute amicably and filed the compromise application (CMA No.6872/2018). The compromise application has been signed by the plaintiff and defendant Nos.1(i) and (ii) and defendant No.1(iii) also

though in court today is being represented by his attorney but his affidavit is attached with the compromise application. The affidavits of plaintiff and defendant Nos.1(i) and (ii) are also attached with the application. All affidavits are duly verified by the Identity Section Management System (ISMS), department of this court. The counsel for the plaintiff and the counsel for defendant Nos.1(i) to (iii) both have also signed the compromise application. Since the parties have amicably resolved the dispute and settled certain modalities in the compromise application to culminate the litigation, therefore, the compromise application is allowed and the suit is decreed accordingly between the plaintiff and defendant Nos.1(i) to (iii). So far as the suit against defendant Nos.2 and 3 is concerned, it is dismissed as withdrawn. Pending applications are also disposed of.

Judge

Asif

