

ORDER SHEET
IN THE HIGH COURT OF SINDH, KARACHI
Suit No. 1747 of 2017

Date	Order with signature of Judge
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1. For order on CMA No.2538/2018
2. For order on CMA No.2539/2018

19.02.2018

Mr. Khalid Mehmood Siddiqui advocate for the plaintiff.
Mr. Saim Hashmi advocate for the defendant No.1
Mr. Altaf Ahmed Sahar advocate for the defendant No.2

1. Urgency granted.
2. This is an application under Order XXIII Rule 1 C.P.C for withdrawal of the suit. Learned counsel for the plaintiff has attached letter dated 19.01.2018 issued by the defendant No.1 to the plaintiff in which it is stated in paragraph No.2 that they will withdraw the encashment notice dated 17.07.2017 upon submission/verification of extension in the bank guarantee. Since categorical statement has been communicated to the plaintiff in the letter, therefore, they do not want to proceed further. The application is supported by the affidavit of Syed Atiquddin, Executive Director of the plaintiff who has verified the plaint also. The counsel for the defendant No. 1 and 2 has no objection. In view of the above statement, the suit is dismissed as withdrawn along with pending application.

JUDGE

