

ORDER SHEET  
IN THE HIGH COURT OF SINDH, KARACHI

**Suit No. 657 of 2004**  
**Suit No. 658 of 2004**  
**Suit No. 659 of 2004**  
**Suit No. 660 of 2004**  
**Suit No. 661 of 2004**  
**Suit No. 954 of 2004**  
**Suit No. 1484 of 2004**

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Order with signature of Judge(s)

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**10.09.2018**

Mr. Muhammad Sabir Chipa, learned Commissioner  
Mr. Shoaib Mansoor, Advocate for Defendant No.2  
Mr. Bilal Aziz Khilji, Advocate for Applicant  
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It appears that despite lapse of over seven years cost imposed by the Commissioner has not been paid to the extent that the matter reached to the level of High Court Appeal and was remanded back for the consideration of the Single Judge. Commissioner reports dated 31.05.2010, 25.05.2011, 20.10.2011 and 30.11.2011 are available. This Court through its order dated 11.05.2009 empowered the Commissioner to impose a cost of Rs.3,000/- per adjournment. Admittedly, adjournments were taken on 16.07.2009, 05.09.2009, 19.09.2009, 01.10.2009, 14.10.2009, 24.10.2009, 13.11.2009, 17.12.2009, 07.01.2010, 21.01.2010, 04.02.2010, 20.02.2010, 11.03.2010, 24.03.2010, 03.04.2010 and 31.05.2010 that makes Rs.48,000/- per suit. There are seven suits thus totaling the cost of Rs.336,000/- which has not been paid and valuable time of this Court is wasted in this exercise. The Commissioner has clearly nominated the Defendant No.2 Shell Pakistan Limited to pay the cost.

In the circumstances at hand, Defendant No.2 is directed to make payment within seven days by depositing it with the Nazir of this Court for onward transfer to the learned Commissioner.

Office is directed to place copy of this order in all connected suits.

JUDGE