

ORDER SHEET
IN THE HIGH COURT OF SINDH, KARACHI

C.P No.S-1742 of 2017

Date	Order with signature of Judge
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Hearing/Priority case

1. For hearing of CMA No.7852/2017 (Stay)
2. For hearing of main case.

18.10.2018

Mr. Muhammad Farooq, advocate for the Petitioner.
Mr. Iftikhar Javed Qazi, advocate for Respondent No.1
Mr. Parvez Akhtar, State Counsel.

It is indeed very unfortunate that order impugned in this petition is quite vague and many of the important prepositions which could have been part of the reasoning are missing from the impugned order. There is no presentation of facts and reasoning in the impugned order, therefore, such vague order cannot be sustained. Learned counsel for respondent No1 concedes to this position that the order by itself is confusing, therefore, this petition is allowed only to the extent that the case may be remanded to the District Judge, Karachi South with direction that a comprehensive order with all requirements of judgment be passed after hearing the parties. Both the parties are directed to appear before the District and Sessions Judge South Karachi on **03.11.2018**. The District and Sessions Judge, Karachi South should hear FRA himself or sent to any other Additional District and Sessions Judge except IXth ADJ, Karachi South for fresh decision on merit. The FRA should be decided within 30 days from 03.11.2018 onward.

JUDGE