

ORDER SHEET
IN THE HIGH COURT OF SINDH, CIRCUIT COURT, HYDERABAD

R.A. No.210 of 2016

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| DATE | ORDER WITH SIGNATURE OF JUDGE |
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1. For orders on C.M.A 581/2020
2. For hearing of C.M.A. 1188/2016
3. For hearing of main case

13.03.2020

Mr. Arbab Ali Hakro, Advocate for the applicant.

Mr. Jagdish R. Mullani, Advocate for respondent No.4.

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This revision application is against the concurrent findings of two courts below whereby the application for reopening the side of the applicant for filing written statement was denied. Mr. Jagdish R. Mullani learned counsel for respondent No.4 very gracefully consented that he may be allowed to file a written statement / defense subject to the condition that he may be permitted to amend the pleadings. Though Order 16 Rule 17 CPC would enable him to seek such relief from the trial court but Mr. Arbab Ali Hakro has also gracefully responded, provided that the alleged amendment would not change the nature and complexion of the suit. With these observations the revision application is disposed off along with listed applications with the observation that the applicant may file written statement and since Mr. Jagdish R. Mullani has also made a prayer for amending the plaint, I deem it appropriate that the written statement be filed only once. Let the amendment be carried out in the plaint provided it will not change the complexion of the suit. Once the plaint is amended subject to above the written statement be filed only two weeks thereafter. Proposed amendment be carried out preferably in four weeks. In case no

application is preferred, the written statement be filed two weeks after lapse of four weeks meant for filing application for amendment.

JUDGE

Ali Haider