

ORDER SHEET  
IN THE HIGH COURT OF SINDH, KARACHI  
Suit No. 1047 of 2020

Date	Order with Signature(s) of Judge(s)
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1. For hearing of C.M.A. No.7307/2020.
2. For hearing of C.M.A. No. 11714/20

25.02.2021

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Mr. Syed Ali Ahmed Zaidi, Advocate for plaintiff.

Mr. Muhammad Yaseen, Advocate for defendants No. 1 & 2.

Mr. Muhammad Suhail Hayat Khan Rana & Huma Bhutto,  
Advocate for defendant No. 4 (C.B.C.)

Mr. Ziauddin Junejo, AAG.  
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1. Learned counsel for defendants No. 1 & 2 states that the said defendants have no intention to create third party interest in the suit property; hence, this application may be disposed of.

Learned counsel for the plaintiff being satisfied with the proposition of learned counsel for defendants No. 1 & 2 also seeks disposal of this application by restraining the defendants No. 1 & 2 from creating third party interest in the suit property in any manner whatsoever. Order Accordingly.

Application stands disposed of.

2. This is an application filed on behalf of the defendant No. 4 (Cantonment Board Clifton) seeking striking off its name on the ground that the said defendant is neither necessary nor proper party for adjudication of the questions involved in this suit

Learned counsel for defendant No. 4 states that they are only the custodian of record in respect of immovable properties of the citizen residing within the territorial jurisdiction of C.B.C. and in case any record relating to the suit property is required, that will be produced by them before this Court on the

application of either party; however, the defendant No. 4 is neither necessary nor proper party; hence, this application.

Learned counsel for the plaintiff records his no objection for the grant of this application provided that the record of the suit property if required to be produced before this Court, shall be produced by the defendant No. 4.

Accordingly, this application is allowed. Consequently, the name of defendant No. 4 is struck off. Learned counsel for the plaintiff is directed to file amended title within one week hereof.

The matter is adjourned to a date in office.

Athar Zai

JUDGE