ORDER SHEET IN THE HIGH COURT OF SINDH, KARACHI Suit No. 1001 of 2006.

Date	Order with signature of Judge

For arguments.

28.03.2017

Mr. Shaikh Jawed Mir, Advocate for Plaintiff alongwith Shaikh Rehmatullah, Advocate.

Syed Saeed Jamil, Advocate for the defendant.

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Since this suit is fixed for final arguments, plaintiff has prayed that: -

- (a) Declare that the plaintiff is lawfully entitled to hold and possess property bearing Plot No.32, Block-D, admeasuring 400 sq. yards in Ali Town Housing Scheme, Sector 13-A, Deh Gujro, Tapo Songal, Scheme No.33, District Malir, Karachi, and the Defendant, his servants, agents, subordinates, henchmen and/or any other person(s) claiming through or under him have no lawful authority to take law in their hands, get the property forcibly vacated or take any action which is adverse to interest of Plaintiff without adopting due process of law;
- (b) Restrain the Defendant, his servants, agents, subordinates, henchmen and/or any other person(s) claiming through or under him from interfering in the exclusive possession of the Plaintiff of the property, forcibly dispossessing the Plaintiff or taking any action which is against the interest of the Plaintiff.
- (c) Grant any other relief(s) as may be deemed fit and proper in the circumstances of the case.
- (d) Cost of Suit be awarded in favour of the Plaintiff.

At the outset, learned counsel for the plaintiff contends that in view of above prayer this suit may be decreed with directions that defendants shall not dispossess the plaintiff in terms of prayer clause (b). Without prejudice to the merits of the case of either side instant suit is decreed on the statement of defendant that he will take action in accordance with law and will not dispossess the plaintiff without due course of law. Suit stands disposed of. Respective parties would be at liberty to initiate fresh proceedings, if any within bound of law.