

ORDER SHEET
IN THE HIGH COURT OF SINDH AT KARACHI
SUIT NO. 195 of 2016.

DATE	ORDER WITH SIGNATURE OF JUDGE
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- 1) For orders on CMA No. 1222/16 (if granted)
- 2) For order on CMA No.1223/16 (U/o 39 Rule 1 & 2 CPC)

25.1.2016.

M/S. Naeem Suleman and Arshad Hussain Shahzad, Advocates for the plaintiffs.

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- 1) Granted.
 - 2) Granted subject to all just exceptions.
 - 3) Counsel for plaintiffs submits that the plaintiffs are Industrial concerns and for such purposes are being categorized by defendant No.3 as Industrial consumer. However, now the defendant No. 3 is issuing the bills for gas on the rates prescribed for captive power units, whereas, the plaintiffs are not to be categorized as captive power unit as they are consuming gas for their own consumption and they do not sell Electricity generated from Gas Generated units. Counsel further submits that there are number of other suits pending before this Court including Suit Nos. 2272/2015, 2562/2015 and 142/2016, wherein interim orders have been passed and has referred to orders dated 23.12.2015 and 19.01.2016 passed in Suit Nos. 2562/2015 and 142/2016, respectively.

Let notice be issued to the defendants as well as DAG for 10-02-2016. Till then the defendant No. 3 shall not charge the rate prescribed for captive power and the plaintiff would pay the rate prescribed for Industrial Units including current bills for supply of gas. Office is directed to place this matter along with other suits on the next date of hearing.

J U D G E

Ayaz