

ORDER SHEET

THE HIGH COURT OF SINDH, AT KARACHI

Suit No.442 of 2014

Date

Order with signature(s) of Judge(s)

1. For hearing of CMA No.7818/2015
2. For hearing of CMA No.7819/2015
3. For hearing of CMA No.8577/2014
4. For hearing of CMA No.3595/2014

21.09.2020

Mr. Fahad Khilji, Advocate holds brief for Mr. K.A. Wahab, Advocate for the Plaintiff.

Mr. Yousuf Moulvi, Advocate for the Applicant/Intervener Asadullah son of Amanullah.

Mr. Khurram Ashfaq, Advocate for Defendant No.4.

1. This is an application under Order I Rule 10 of Civil Procedure Code, 1908. It is contended that this is a Suit for specific performance against the defendants. Applicant is a necessary and proper party in the sense that sale deed has already been executed on 13.12.2014 by answering defendant, hence, it is contended that his right shall be seriously prejudiced in case the Suit is decided in favour of plaintiff. Thus, on these facts and circumstances, I deem it appropriate to implead Applicant/Intervener Asadullah son of Amanullah being necessary and proper party as defendant No.9. Let an amended title be filed and written statement also be filed within four weeks, whereafter, matter be fixed for framing of issues in case, all defendants have been served.

Accordingly, application being CMA No7818 of 2015 stands disposed of.

J U D G E

*Faizan/PA**