

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

C.P. No.D-1092 of 2021

DATE	ORDER WITH SIGNATURE OF JUDGE
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31.03.2022

Mr. Abdul Qadeer Chohan advocate for petitioner.

This petition is arising out of the concurrent findings of the two courts below. The trial court on an application u/o 1 Rule 10 CPC impleaded the applicants who have been arrayed as respondents whereas revisional court has dismissed the revision of the petitioner. The trial court found that the applicants having interest in the property by virtue of an agreement of sale and/or being subsequent buyers. The petitioner, however, sought trial in the suit in the absence of a party whose interest was found to be involved in the property in question. Thus, we do not find any defect in the order nor any fundamental right of the petitioner is being violated. The trial is open for the petitioner, he may pursue his remedy as far as trial of the suit is concerned before the court having jurisdiction in this regard. This being a situation, the petition is misconceived and is dismissed.

JUDGE

JUDGE

