

ORDER SHEET
IN THE HIGH COURT OF SINDH AT KARACHI

Suit No.1523 of 2023
Suit No.1817 of 2023

Date	Order with signature of Judge(s)
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1. For hearing of CMA No.20731/2023.
2. For hearing of CMA No.13706/2023.
3. For orders on Nazir report dated 27.11.2023

24.01.2024

Mr. Taha Abdus Samad, advocate for the plaintiff in Suit No.1523 of 2023.

Mr. Ahmed Ali Hussain, advocate for the plaintiff in Suit No.1817 of 2023.

Barrister Zahrah Sehr Vayani, Assistant Attorney General.

Qazi Shehryar, Additional Advocate General Sindh.

Defendant No.6, Mansoor Habib.

1. As a consequence of the order passed at serial No.2 herein, this application is dismissed.

2. It is pointed out that the notice impugned herein, available at page 305, is forged and fabricated and the correct one has been placed along with the reply of the official respondents at page 197, part 2, of the court file, and the glaring difference *inter se* is demonstrated. It is also shown that the present suit has been filed by one Mr. Muhammad Saleem, ostensible from the authority of the plaintiff society executed by chairperson available at page 27. Court's attention is drawn to the statement of the said person dated 03.10.2023, available at page 15, part 2 of the court file, wherein it is clearly stated that the authority/resolution is fabricated and signature thereupon is forged. No authority to institute the suit could be demonstrated and the official record suggests otherwise. Notwithstanding the same, no case meriting grant of interim relief could be set forth. Under such circumstances, in the very least no case is made out to entertain the present application, which is hereby dismissed.

Issue show cause notice to Mr. Muhammad Saleem, Son of, Muhammad Bilal, as to why proceedings may not be initiated against him inclusive of contempt of court.

3. Nazir report is taken on record, subject to all just exceptions. In view of prayer clause 1 therein, issue notice to (1) Mr. Usman Khaskheli, Assistant Registrar, Cooperative Societies Sindh (General) Karachi (2) Mr. Zeeshan Ahmed Siddiqui, Assistant Registrar, Cooperative Societies-VI,

Karachi (3) Mr. Ahad Morijo, Assistant Registrar, Cooperative Societies-III, Karachi (4) Mr. Zahid Ali, Government Cooperative Inspector-V, Karachi; and (5) Mr. Nazar Muhammad, Sub Inspector, Cooperative Societies-III, Karachi, to be present in court on the next date.

To come up on 14.02.2024. Office to place a copy hereof in the connected matter.

Judge

Khuhro/PA