

THE HIGH COURT OF SINDH KARACHI

Present:

Mr. Justice Adnan Iqbal Chaudhry &
Mr. Justice Jawad Akbar Sarwana.

High Court Appeal No. 285 of 2024

[Time Press (Pvt.) Ltd., v. S.S.G.C. & others]

Appellant : Time Press (Pvt.) Ltd., through
Khawaja Shams-ul-Islam, Advocate.

Date of hearing : 26-08-2024

Date of order : 26-08-2024

ORDER

Adnan Iqbal Chaudhry J. - 1] Urgency granted. 2] Deferred. 3] Exemption granted subject to all just exceptions.

4-5] The appeal is against order dated 13-08-2024 passed by the learned Single Judge in Suit No. 2003/2022, who, while agreeing with the Respondent's submission that the question to the Court's jurisdiction has to be determined first, ordered that the matter be fixed for hearing of the application under Order VII Rule 11 CPC. We do not see any error in that for the question to jurisdiction should ideally be decided first. Per learned counsel for the Appellant, such order practically does away with the other applications, including one by the Appellant for compliance of the interim order operating in the suit. In our view that is a mis-reading of the order *inasmuch* as it was categorically observed that "*interim orders continue till the next date of hearing*". At this juncture, learned counsel states that the office is not even listing the other applications for hearing. We dismiss the appeal with the observation that the office shall list all applications in the suit on the next date, but the application under Order VII Rule 11 CPC shall be decided first.

JUDGE

JUDGE

SHABAN*