

**ORDER SHEET  
IN THE HIGH COURT OF SINDH AT KARACHI**

H.C.A. No.283 of 2023

Muhammad Hussain & others

Versus

Province of Sindh & others

Date	Order with signature of Judge
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1. For orders on office objection/reply at "A"
2. For orders on CMA 3291/23
3. For hearing of main case
4. For orders on CMA 3292/23

**Dated: 03.04.2024**

Mr. Rehan Kayani for appellants.

Mr. Zia-ul-Haq Makhdoom for respondent No.2.

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This appeal impugns an order of 07.08.2023 which was only an ad-interim order. Learned counsel for the appellant has attempted to explain that this ad-interim order could not have been passed in view of facts that he has narrated in his appeal. However such application is yet to be heard and decided finally. The discretion and jurisdiction that is likely to be exercised by the learned Single Judge in deciding the application cannot be exercised and/or taken away by this Division Bench. In all fairness the application ought to have been decided finally in the first instance whereafter aggrieved party may pursue their matter/remedy in appeal.

This being the situation, learned counsel for the appellants submits that learned Single Judge may be directed to decide the application after hearing the parties/counsel at the earliest. Even this direction is not required as the learned Judges in the normal case do hear parties and decide the controversy by disposing of the application.

Be that as it may, instant High Court Appeal is disposed of with the expectation that the learned Single Judge would decide the injunction application bearing CMA No.11014/2023 at the earliest.

Appeal stands disposed of in the above terms along with listed applications.

**Judge**

**Judge**