

57

ORDER SHEET
IN THE HIGH COURT OF SINDH, CIRCUIT COURT, LARKANA.
Civil Appeal No.S- 02 and 06 of 2014.

Date

Order with signature of judge.

- 1.For orders on office objection as flag A.
- 2.For Regular Hearing.
- 3.For order on C.M.A No.169 of 2014.

09.11.2015.

Mr. Gulab Rai "C" Jesrani, advocate for the applicant.

Mr. Ghulam Ali A. Samtio, counsel for the respondent
No.1.

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After arguing the matter at some length, both the
counsel for the parties agree to dispose of both the Civil Appeals,
mentioned above, in following terms:

1. That the impugned judgment and decree dated 10.05.2014 and 11.05.2014, respectively and order dated 10.05.2014 passed in Summary Suit No.01 of 2013 and order dated 11.12.2014 passed in Execution Application No.01 of 2014 by the learned 4th Additional District Judge, Larkana are hereby set aside.
2. Appellant shall deposit the security/surety in the sum of Rs.85,00,000/=, which may be in the shape of cash, bank guarantee or depositing of title document of immovable property of equivalent value, within one month hereof in terms of order dated 26.04.2014 passed on the application of appellant/defendant for leave to appeal. The appellant has submitted such undertaking for depositing of security/surety before this Court, which is taken on record.
3. After deposit of such surety/security, the learned trial Court shall decide the Summary Suit No.01 of 2013 in accordance with law after framing of issues and
- recording - 02
of evidence of the parties.

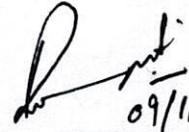
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53

4. In case the appellant failed to furnish security/surety, this order shall stand recalled and both the appeals shall stand dismissed.

Office is directed to return the R&Ps of the case to trial

Court.


09/11/2015
JUDGE